

PENNSYLVANIA BULLETIN

Volume 26

Number 29

Saturday, July 20, 1996 • Harrisburg, Pa.

Pages 3395—3514

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PRINTED ON 100% RECYCLED PAPER

**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 260, July 1996

PENNSYLVANIA

BULLETIN

(ISSN 0162-2137)

published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 647 Main Capitol Building, State & Third Streets, Harrisburg, Pa. 17120, under the policy supervision and direction of the Joint Committee on Documents pursuant to Part II of Title 45 of the Pennsylvania Consolidated Statutes (relating to publication and effectiveness of Commonwealth Documents). Subscription rate \$80.50 per year, postpaid to points in the United States. Individual copies \$2. Checks for subscriptions and individual copies should be made payable to "Fry Communications, Inc." Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, Pennsylvania 17055-3198
(717) 766-0211 ext. 340
(800) 334-1429 ext. 340 (toll free, out-of-State)
(800) 524-3232 ext. 340 (toll free, in State)

Orders for subscriptions and other circulation matters should be sent to:

Fry Communications, Inc.
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, PA 17055-3198

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ISBN 0-8182-0004-9

Editorial preparation, composition, printing and distribution of the *Pennsylvania Bulletin* is effected on behalf of the Commonwealth of Pennsylvania by FRY COMMUNICATIONS, Inc., 800 W. Church Road, Mechanicsburg, Pennsylvania 17055-3198.

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Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

There are no restrictions on the republication of official documents appearing in the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted

proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

SUBSCRIPTION INFORMATION: (717) 766-0211
GENERAL INFORMATION AND FINDING AIDS: (717) 783-1530

Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where "no fiscal impact" is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

List of Pa. Code Chapters Affected

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THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PENNSYLVANIA COMMISSION ON SENTENCING [204 PA. CODE CH. 303]

Proposed Changes to Sentencing Guidelines

The Pennsylvania Commission on Sentencing is hereby submitting proposed revisions to the sentencing guidelines for purposes of soliciting comments. The procedure for amending the guidelines is mandated by 42 Pa.C.S. § 2155. This statute requires that all changes to the guidelines be published and that public hearings be held no sooner than 30 days and no later than 60 days from the date of this publication. The Commission will be holding public hearings for persons to testify on the proposed changes at the following locations:

Bellefonte	Thursday, August 29, 1996 at 10 a.m. Centre County Courthouse Courtroom One
Pittsburgh	Wednesday, September 4, 1996 at 1 p.m. 820 City County Building 414 Grant Street
Philadelphia	Friday, September 6, 1996 at 1 p.m. Room 1106 Criminal Justice Center 1301 Filbert Street

Persons who are testifying are requested to bring 30 copies of their testimony to the public hearing. Arrangements to testify can be made by contacting the Commission via phone (814) 863-2797 (extension 1), fax (814) 863-2129 or E-mail (CAK16@PSU.EDU). Written testimony should be addressed to Dr. John Kramer, Executive Director, Commission on Sentencing, P.O. Box 1200, State College, PA 16804.

The Commission will evaluate the proposed changes after consideration of the testimony and comments received. Any amendments adopted by the Commission will then be submitted to the General Assembly for its review, via publication in the *Pennsylvania Bulletin*. At that time, the proposed amendments would become effective within 90 days of their submission unless rejected by concurrent resolution by the legislature.

SENATOR DAVID HECKLER,
Chair

Commentary on Annex A

Reasons for Changes to the Guidelines

After an extensive multi-year review of the guidelines, a revised set of sentencing guidelines became effective on August 12, 1994. The Commission is proposing changes to these sentencing guidelines for the following reasons. First, there were concerns brought to the attention of the Commission that the revised recommendations for violent offenders, particularly for repeat violent offenders, were not harsh enough. The Commission evaluated this issue and agreed that some violent offenders warranted more severe sentences than the current guidelines recommend. The second reason for changing the guidelines is to address the new legislation passed since the revised

guidelines took effect. In January, 1995, Governor Ridge called for a Special Session on Crime that, along with the regular legislative session, resulted in the passage of a number of new laws. One of the most notable was the adoption of the '3 strikes' legislation that revised the mandatory sentences for violent offenders. The Commission is proposing changes that provide some consistency between the '3 strikes' legislation and the guidelines. The third reason for some of the proposed changes is to address areas of inconsistency in the guidelines. The proposed changes provide better consistency in how offenses are viewed with respect to Offense Gravity Score (OGS) ranking and Prior Record Score (PRS) calculations.

Revisions to Sentence Recommendations

1. *More severe sentences for violent offenders.* The current guidelines focus on providing harsher penalties for violent offenders while recommending community based alternatives for certain non-violent offenders. However, concerns have been raised that the sentences for certain violent offenders, particularly repeat violent offenders, are not harsh enough. The Commission re-evaluated the recommendations for violent offenders and decided that the concerns were justified and thus, is proposing more severe sentences for violent offenders. Some of the violent offenses have been re-ranked in order to address this issue. The Commission is also proposing harsher sentences in response to legislative changes that increased the statutory limit for murder 3 and inchoate murder (attempts, conspiracies, and solicitations) and that re-drafted the sexual assault statute.

2. *'3 strikes' offenses.* Last fall the legislature passed, and the Governor signed, a '3 strikes' statute that provides harsher mandatory penalties for certain violent offenders. To provide some consistency between the '3 strikes' legislation and the guideline recommendations, the Commission decided to include the offenses designated as violent in the '3 strikes' legislation in the upper tier of the guidelines that require state incarceration. The major change involves assigning a higher OGS ranking to the offense of 'burglary of a structure adapted for overnight accommodation/person present' so that it is ranked in the upper tier of the guidelines with the most serious offenses.

3. *More severe sentences for Repeat Felony 1/Felony 2 (RFEL) offenders.* The current guidelines created a new prior record score category for Repeat Felony 1/Felony 2 (RFEL) offenders. This new category was created to isolate the more serious felony offenders. The Commission is proposing that the sentence recommendations for such offenders be increased.

4. *Combining OGS categories of 6 and 7.* The sentence recommendations for offenses in offense gravity score categories of 6 and 7 are very similar with sometimes only a month difference in the recommendation. Thus, the Commission is proposing that these two categories be collapsed into one.

5. *Revision of RS-RIP cells.* The current guideline recommendation for four cells of the matrix is RS-RIP which allows up to 30 days in a restrictive intermediate punishment program but does not allow for incarceration. The Commission proposes that these recommendations be changed to RS-1 to allow for 30 days incarceration. This is consistent with Commission policy that has established a rough equivalency between restrictive intermediate punishment and incarceration in areas of the matrix that

allow for incarceration. That is, the maximum length of time permitted in an RIP program is the same as the maximum length of confinement permitted. However, for the recommendation of RS-RIP while 30 days of RIP is permitted as a standard range sentence, the equivalent period of confinement is an aggravated sentence. Allowing 1 month incarceration also provides more flexibility for counties that currently do not have sentencing authority for the use of intermediate punishment, often due to the lack of availability of such programs.

6. *Limit Level 1 recommendations.* Current guidelines provide a standard sentence recommendation of Restorative Sanction (RS) for offenders with an OGS of 1 or 2 and PRS of 0 or 1. The proposed change would continue to provide RS as a standard recommendation for offenders who have an OGS=1 or 2 and PRS=0 but allow the court the option of imposing incarceration for offenders who have a PRS=1.

7. *Allow RIP exchange for certain state offenders (Level 4a).* Currently, the guidelines allow for an exchange of RIP for certain offenders who would otherwise receive a county jail sentence (i.e. maximum sentence under two years and minimum sentence under one year). The proposed change would allow a RIP exchange for certain state offenders who are eligible to serve their sentence in a county jail (i.e. maximum sentence under five years). This proposed change is indicated by the dark grey areas of the grid and referenced as Level 4a.

Revisions to the Prior Record Score Points

The Commission is proposing changes in how offenses are counted for the purposes of the Prior Record Score (PRS). These changes provide better consistency between how these offenses are counted in the Prior Record Score and how they are ranked for the Offense Gravity Score. The changes are indicated in bold.

1. *Offenses assigned 4 points.* The current guidelines increased the points assigned to the most violent offenses from 3 to 4 for the purposes of calculating the prior record score.

The Commission is proposing adding some offenses to this category. The following offenses would be 4-point offenses:

- Murder
- Voluntary manslaughter
- Rape
- IDS1
- Kidnapping
- Arson (F1 - structure occupied/bodily injury)
- Robbery (causes serious bodily injury)
- Robbery of a motor vehicle (causes serious bodily injury)
- Attempted murder
- Aggravated assault (causes serious bodily injury)
- Drug delivery resulting in death
- Burglary (structure adapted for overnight accommodation/person present)

It should be noted that there is a change to two offenses that currently count 4 points in the prior record: Arson (F1) and Robbery (F1). The Commission subcategorized both of these offenses beyond statute to allow greater distinctions to be made. The Commission felt it important to distinguish between arsons that pose immediate danger to a victim and those that do not. Thus, Arson (F1) is subcategorized on the basis of whether a person is inside the structure at the time of the arson or whether there is bodily injury as a result of the fire. The Commission proposal is to rank this arson

(F1) at OGS=10 if a person is inside the structure at the time of the arson or if there is bodily injury. This more serious arson would count 4 points in the PRS. If the arson (F1) does not involve a person being inside the structure at the start of the fire or no person sustains bodily injury, then the Commission proposes that it be ranked at OGS=9 and that it count 3 points in the PRS.

The Commission also subcategorized Robbery involving serious bodily injury (F1) on the basis of whether the serious bodily injury (SBI) was completed or threatened. If the Robbery causes SBI, then the Commission proposes that it be ranked at OGS=11 and that it count 4 points in the PRS. If the Robbery threatens SBI, then the Commission proposes that it be ranked at OGS=10 and that it count 3 points in the PRS. This policy provides consistency in how the most violent offenses are counted in the PRS. (i.e. completed violent offenses count 4 points; attempted violent offenses count 3 points).

2. *Offenses Assigned 3 points.* The current guidelines do not have any offenses that are assigned 3 points. The Commission is proposing that the following offenses be assigned 3 points each:

- Attempt, conspiracy, or solicitation to one of the 4 point offenses listed above
- Aggravated Assault (attempts serious bodily injury)
- Robbery (threatens serious bodily injury)
- Robbery of a motor vehicle (no serious bodily injury)
- Robbery (commits/threatens to commit F1 or F2)
- Arson (F1-unoccupied structure/no bodily injury)
- Causing catastrophe (F1)
- Sexual assault
- Aggravated indecent assault
- PWID (Cocaine, etc. involving 50 grams or more)
- Burglary (structure adapted for overnight accommodation/person not present OR of structure not adapted for overnight accommodation/person present)
- All other F1 offenses

3. *Offenses assigned 2 points.* The following offenses will continue to be assigned 2 points each:

- PWID (Cocaine, etc. involving < 50 grams)
- Any other felony drug offense not specified as a 3 point offense
- Burglary (F2)
- All remaining Felony 2 offenses

4. *Offenses assigned 1 point.* Felony 3 offenses and weapons misdemeanors currently add 1 point each to the prior record score. Due to the serious nature of some misdemeanor offenses, the Commission is proposing that the M1 offenses involving death or endangering of children also carry 1 point each. Other misdemeanors will continue to be counted 1, 2, or 3 points depending upon the total number of misdemeanors involved. The offenses that carry one point each are:

- Felony 3 offenses
- Weapons misdemeanors
- Involuntary manslaughter
- Homicide by vehicle
- Luring a child into motor vehicle
- Indecent assault involving minors
- Endangering welfare of children
- Corruption of minor (when of a sexual nature)
- Simple assault against child by adult
- Dealing in infant children
- Indecent exposure involving minors

Prior juvenile offenses

The Commission is proposing two changes concerning the use of prior juvenile adjudications. First, in accord-

ance with the recent legislative change that allows prior juvenile adjudications to be considered in the sentencing for misdemeanor offenses (Act 13 of 1995), the Commission is proposing a change to the juvenile adjudication criteria that would also allow prior juvenile offenses to count when the currently sentenced offense is either a felony or misdemeanor. Currently, they can only count when the current offense is a felony. Second, the Commission is proposing a change to the juvenile lapsing provision that includes the completed '3-strikes' offenses in the list of juvenile offenses that would never lapse for the purposes of prior record score calculation.

Definition of Transaction

The current guidelines utilize the concept of transaction to determine how the prior record is applied to multiple offenses and how current multiple offenses are counted in future prior record scores. The definition of transaction is important as it influences current and future sentence recommendations. The current definition of transaction in the guidelines is:

"A transaction is a crime or crimes which were committed by an offender at a single time or in temporally continuous actions that are part of the same episode, event, or incident, or which are conspiracy and the object

offense. 'Spree' crimes are not part of the same transaction unless they occurred as continuous actions not separated in time by law-abiding behavior"

This definition has resulted in confusion in the field and has been interpreted in different ways among the counties. Thus, the Commission proposes deleting the current definition of transaction and using the following policy on how to calculate the prior record when there are multiple offenses:

For sentencing, apply the prior record score to each conviction offense. For subsequent scoring of prior convictions, assign points for all conviction offenses. Exception: For crimes sentenced concurrently, assign points for only the most serious conviction offense.

New/Amended Offenses

The legislature passed several pieces of legislation that created new offenses or amended current offenses. Commission policy for new/amended offenses is to assign the omnibus offense ranking which is based upon the statutory grading of the offense. This ranking remains in effect until the Commission has the opportunity to decide what ranking would be appropriate. The Commission proposes the following ranking for the new and amended offenses:

18 § 910	Manufacture, distribution or possession of devices for theft of telecommunication services M1 OGS=3 (1st conviction) F3 OGS=5 (subsequent conviction)
18 § 913	Possession of firearm or other dangerous weapon in court facility M3 OGS=1 M1 OGS=3 (intend for crime)
18 § 1102(c)	Inchoate murder F1 OGS=13 (when SBI) F1 OGS=12 (when no SBI)
18 § 2503	Voluntary Manslaughter F1 OGS=11
18 § 2504	Involuntary Manslaughter F2 OGS=8 (when victim under 12 years)
18 § 2713	Neglect of care-dependent person F1 OGS=10 (when SBI) M1 OGS=4 (when BI)
18 § 3122.1	Statutory sexual assault F2 OGS=7
18 § 3124.1	Sexual Assault F1 OGS=11
18 § 3127	Indecent exposure M1 OGS=3 (when person less than age 16 present)
18 § 4303	Concealing death of child M1 OGS=3
18 § 4304	Endangering welfare of child F3 OGS=6 (course of conduct)
18 § 5123 (a.2)	Possession of controlled substance contraband by inmate prohibited M1 OGS=3
18 § 5511	Cruelty to animals M2 OGS=3
18 § 5902	Prostitution and related offenses (involving HIV/AIDS) F3 OGS=5
18 § 6110.1	Possession of firearm by minor M1 OGS=3 (possession) F3 OGS=7 (delivery to minor by adult)
18 § 6111	Firearm ownership M2 OGS=2 (unlawful delivery) F3 OGS=5 (selling to ineligible; unlawful background check; false statements) F2 OGS=7 (subsequent convictions)

18 § 6117	Altering marks of firearms F2 OGS=7
18 § 7313	Buying or exchanging federal food order coupons, stamps, authorization cards or access devices F3 OGS=5 M1 OGS=3
18 § 7314	Fraudulent traffic in food orders F3 OGS=5 M1 OGS=3
18 § 7328	Operation of certain establishments prohibited without local option M3 OGS=1
75 § 3735.1	Aggravated assault by vehicle while DUI F2 OGS=7
75 § 3743	Accidents involving damage to attended vehicle or property M3 OGS=1

Omnibus Offense Score Policy

The Commission has a policy that provides for an omnibus offense gravity score to be applied to new offenses or offenses that have a change in the statutory grading. The omnibus score, which is based upon the statutory grade of the offense, remains in place until the commission has the opportunity to rank the offense. Recently, however, the legislature increased the statutory grading of some offenses (e.g. attempted murder was changed from a felony 2 to a felony 1) that ended up resulting in a lower recommendation based upon the omnibus score. The Commission is proposing a change to the omnibus policy to assure that when the statutory grading for an offense is raised, that the omnibus score for the offense does not result in a lower score, and thus lower recommendation, than what currently exists.

Guideline recommendations for Driving Under the Influence (DUI) and Homicide by Vehicle while DUI.

Currently, the only two offenses that do not have an Offense Gravity Score (OGS) assigned to them are Driving under the influence (75 § 3731) and Homicide by vehicle while DUI (75 § 3735). The guideline recommendation for these two offenses has always been application of the mandatory statute governing them. The proposed change would assign an OGS=2 to Driving under the Influence when it is a M2 (1st or 2nd conviction) and an OGS=3 when it is a M1 (3rd or subsequent conviction). An OGS=8 would be assigned to Homicide by vehicle while DUI. As always, any mandatory statute governing these offenses would supersede the guideline recommendations.

The Commission also is proposing the elimination of the subcategorization of DUI according to whether there is serious bodily injury or not, in light of the new offense of aggravated assault by vehicle while DUI. The proposed OGS scores for Homicide by vehicle and Involuntary manslaughter when there is also a conviction for DUI were raised to be consistent with the recommendation for aggravated assault.

It should be noted that with this change to the DUI offenses, that prior non-DUI offenses would count in the prior record score calculations.

Deadly weapon enhancement (DWE) based on used vs. possessed.

Statute requires the guidelines to provide for enhanced sentences if the offender possessed a deadly weapon during the commission of the offense. Currently the amount of time is based upon the seriousness of the offense. The Commission is proposing that the DWE also

make a distinction between offenders who use vs possess the weapon during the commission of the offense.

Multiple offenses overlapping different guidelines

Current guideline policy states that the guidelines apply to offenses that occur on or after the effective date of the guidelines. When there are amendments to the guidelines, offenses that occur before the effective date of the amendments are subject to the prior guidelines, while offenses that occur after the effective date of the amendments are subject to the new guidelines. When there are multiple offenses and *the dates of the offenses are unknown*, there has been no guideline policy. Thus, the Commission is proposing a policy that would indicate that the most recent guidelines apply if the specific dates are undetermined.

Proposed technical changes

The Commissioners proposes three technical changes to the guidelines: 1) a clarification that the guidelines do apply to persons who plead guilty or nolo contendere, not just to persons found guilty through trial; 2) that the guideline sentence form be submitted to the Commission within 30 days, rather than 20 days, of sentencing; and 3) clarification that the original guidelines were effective July 22, 1982 and were invalidated due to a procedural technicality, but that new guidelines did become effective again April 25, 1988.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART VIII. CRIMINAL SENTENCING

CHAPTER 303. SENTENCING GUIDELINES

§ 303.1. Sentencing guidelines standards.

(a) The court shall consider the sentencing guidelines in determining the appropriate sentence for offenders convicted of, **or pleading guilty or nolo contendere to**, felonies and misdemeanors.

(b) The sentencing guidelines do not apply to sentences imposed as a result of probation or parole revocations, accelerated rehabilitative disposition, disposition in lieu of trial, direct or indirect contempt of court, nor violations of protection from abuse orders.

(c) **[The sentencing guidelines became effective on April 25, 1988 and shall apply to all misdemeanor and felony offenses committed on or after that date. Amendments to the guidelines went into**

effect August 9, 1991, December 20, 1991, and August 12, 1994. Amendments to the sentencing guidelines shall apply to all offenses committed on or after the date the amendment becomes part of the guidelines.] The sentencing guidelines shall apply to all offenses committed on or after the effective date of the guidelines. Amendments to the guidelines shall apply to all offenses committed on or after the date the amendment becomes part of the guidelines.

(1) When there are current multiple convictions for offenses that overlap two sets of guidelines, the former guidelines shall apply to offenses that occur prior to the effective date of the amendment and the later guidelines shall apply to offenses that occur after the effective date of the amendment. If the specific dates of the offenses cannot be determined, then the later guidelines shall apply to all offenses.

(2) The initial sentencing guidelines went into effect on July 22, 1982, and applied to all crimes committed on or after that date. Amendments to the guidelines went into effect in June 1983, January 1986 and June 1986. On October 7, 1987, the Pennsylvania Supreme Court invalidated the guidelines due to a procedural error that occurred in 1981 when the legislature rejected the first set of guidelines. New guidelines were drafted and became effective on April, 25, 1988. Amendments to the guidelines went into effect August 9, 1991 and December 20, 1991. A revised set of guidelines became effective August 12, 1994.

(d) A Pennsylvania Commission on Sentencing Guideline Sentence Form shall be completed at the court's direction and shall be made a part of the record no later than [20] 30 days after the date of each sentencing and a copy shall be forwarded to the Pennsylvania Commission on Sentencing.

§ 303.2. Procedure for determining the guideline sentence.

(a) The procedure for determining the guideline sentence shall be as follows:

(1) Determine the offense gravity score as described in §§ 303.3 and [303.15] 303.14.

(2) Determine the prior record score as described in §§ 303.4—303.7.

(3) Determine the standard guideline sentence as described in §§ 303.8, 303.12 and [303.16.] 303.15.

(4) Determine if the deadly weapon enhancement or youth/school enhancement is applicable and, if so, adjust the standard range, as described in §§ 303.9 and 303.11.

(5) Determine if aggravating or mitigating circumstances exist and, if so, adjust the standard range, as described §§ 303.10 and 303.11.

[(b) For determination of the guideline sentence recommendations for 75 Pa.C.S. § 3731 (relating to mandatory imprisonment for driving under the influence of alcohol or controlled substance), or 75 Pa.C.S. § 3735 (relating to mandatory imprisonment for homicide by vehicle while driving under the influence), refer to § 303.14.]

§ 303.3. Offense gravity score—general.

(a) An offense gravity score is given for each offense. The offense gravity scores are located in [§ 303.15] § 303.14.

(b) Subcategorized offenses. The following offenses are subcategorized and scored by the Commission according to the particular circumstances of the offense. The court determines which offense gravity score, located in § 303.15, applies:

18 Pa.C.S. 901, 902, 903 (only when relating to attempt, solicitation or conspiracy to commit murder)

18 Pa.C.S. § 907 (relating to possessing instruments of crime)

18 Pa.C.S. § 2504 (relating to involuntary manslaughter)

18 Pa.C.S. § 2702 (relating to aggravated assault)

18 Pa.C.S. § 3301(a) (relating to arson and related offenses, endangering persons)

18 Pa.C.S. § 3502 (relating to burglary)

18 Pa.C.S. § 3701 (relating to robbery)

18 Pa.C.S. § 3702 (relating to robbery of motor vehicle)

18 Pa.C.S. § 3921 through § 3927 and § 3932 (relating to felony 3 thefts)

18 Pa.C.S. § 5121 (relating to escape)

18 Pa.C.S. § 6105 [(relating to former convict not to own a firearm, etc.)] (relating to persons not to possess, etc. firearms)

18 Pa.C.S. § 6106 (relating to firearms not to be carried without a license)

18 Pa.C.S. § 6108 (relating to carrying firearms on public streets or public property in Philadelphia)

18 Pa.C.S. § 6110 (relating to persons to whom delivery shall not be made)

18 Pa.C.S. § 6301 (relating to corruption of minors)

35 P.S. § 780-113(a)(12) (relating to acquisition of a controlled substance by fraud)

35 P.S. § 780-113(a)(14) (relating to delivery of a controlled substance by practitioner)

35 P.S. § 780-113(a)(30) (relating to possession with intent to deliver a controlled substance)

[75 Pa.C.S. § 3731 (relating to driving under the influence of alcohol or controlled substance)]

75 Pa.C.S. § 3732 (relating to homicide by vehicle)

(c) Inchoate offenses. Inchoate offenses are scored as follows:

(1) Convictions for attempt, solicitation, or conspiracy to commit a felony 1 offense receive an offense gravity score of one point less than the offense attempted, solicited, or which was the object of the conspiracy.

(2) Convictions for attempt, solicitation, or conspiracy to commit any offense which is not a felony 1 offense, receive the offense gravity score of the offense attempted, solicited, or which was the object of the conspiracy.

(3) Convictions for attempt, solicitation, or conspiracy to commit any offense under The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. §§ 780-101—

780-144) receive the offense gravity score of the offense attempted, solicited, or which was the object of the conspiracy.

(4) Exception for inchoate murder convictions. Convictions for attempt, solicitation, or conspiracy to commit murder receive the offense gravity score of **[10] 13 if there is serious bodily injury and 12 if there is no serious bodily injury.**

(d) Ethnic intimidation. Convictions for ethnic intimidation (18 Pa.C.S. § 2710) receive an offense gravity score that is one point higher than the offense which was the object of the ethnic intimidation. When the object of the offense is murder of the third degree, a conviction for ethnic intimidation receives the highest offense gravity score.

(e) Violations of The Controlled Substance, Drug, Devisive and Cosmetic Act (35 P.S. §§ 780-101—780-144). If any mixture or compound contains any detectable amount of a controlled substance, the entire amount of the mixture or compound shall be deemed to be composed of the controlled substance. If a mixture or compound contains a detectable amount of more than one controlled substance, the mixture or compound shall be deemed to be composed entirely of the controlled substance which has the highest offense gravity score.

(1) Exception for prescription pills. The exception to subsection (e) above is for violations of 35 P.S. § 780-114 (a)(12) (relating to fraudulent prescriptions) when prescription pills are involved. For such violations it is the number of pills rather than the amount of the controlled substance which is considered in determining the offense gravity score. (See § **[303.15] 303.14.**)

(f) Omnibus offense gravity scores. All other crimes not listed in **[§ 303.15] § 303.14** are scored as follows:

Felony 1	[9] 8
Felony 2	7
Felony 3	5
Felonies not subclassified	
by the General Assembly	5
Misdemeanor 1	3
Misdemeanor 2	2
Misdemeanor 3	1
Misdemeanors not subclassified	
by the General Assembly	1

(1) Exception. When the statutory grading for an offense is increased, and the omnibus OGS is lower than the OGS that is currently assigned to the offense, then the offense shall carry the current OGS rather than the omnibus OGS.

§ 303.4. Prior record score—general.

(a) Total prior record score. All prior adult convictions for felonies and misdemeanors and certain prior juvenile adjudications are scored under §§ **[303.4] 303.5—303.7.** The prior record score is the sum of points accrued; it cannot be greater than 5. The exceptions are for offenders in the repeat violent offender category as defined below in subsection (b) or for offenders in the repeat felony 1 and felony 2 offender category as defined below in subsection (c).

(b) Repeat violent offender category (REVOC). Offenders who have two or more previous convictions or adjudications for the following offenses and whose current conviction carries an offense gravity score of **[10] 9** or higher shall be classified in the repeat violent offender category:

18 Pa.C.S. §§ 901, 902, 903 (only when relating to attempt, solicitation and conspiracy to commit murder)

18 Pa.C.S. § 2502 (relating to murder)

18 Pa.C.S. § 2503 (relating to voluntary manslaughter)

18 Pa.C.S. § 2506 (relating to drug delivery resulting in death)

18 Pa.C.S. § 2702(a)(1)(2) (relating to aggravated assault causing serious bodily injury)

18 Pa.C.S. § 2901 (relating to kidnapping)

18 Pa.C.S. § 3121 (relating to rape)

18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse)

18 Pa.C.S. § 3301(a) (relating to arson and related offenses, endangering persons **and there is serious bodily or a person is inside at the start of the arson**)

18 Pa.C.S. § 3502 (a)(1)(relating to burglary, when it involves an occupied structure adapted for overnight accommodation and a person is present)

18 Pa.C.S. § 3701(a)(1)(I) **[(i, ii, iii)]** (relating to robbery, **causing serious bodily injury**)

18 Pa.C.S. 3702 (relating to robbery of motor vehicle, causing serious bodily injury)

(c) Repeat felony 1 and felony 2 offender category (RFEL). Offenders who have previous convictions or adjudications for felony 1 and/or felony 2 offenses which total 6 or more in the prior record, and who do not fall within the repeat violent offender category, shall be classified in the repeat felony 1 and felony 2 offender category.

§ 303.5. Prior record score—prior juvenile adjudications.

(a) Juvenile adjudication criteria. Prior juvenile adjudications are counted in the prior record score when the following criteria are met:

[(1) the currently sentenced offense is a felony,]

[(2)] (1) the juvenile offense occurred on or after the offender's 14th birthday, and

[(3)] (2) there was an express finding by the juvenile court that the adjudication was for a felony or one of the **[weapons misdemeanors] misdemeanor one offenses listed in § 303.6 (2)[(i)] and (3).**

No other juvenile adjudication of delinquency shall be counted in the prior record score.

(b) Lapsing of juvenile adjudications. Prior juvenile adjudications for the following offenses shall always be included in the prior record score provided the criteria in subsection (a) above are met:

18 Pa.C.S. §§ 901, 902, 903 (only when relating to attempt, solicitation and conspiracy to commit murder)

18 Pa.C.S. § 2502 (relating to murder)

18 Pa.C.S. § 2503 (relating to voluntary manslaughter)

18 Pa.C.S. § 2506 (relating to drug delivery resulting in death)

18 Pa.C.S. § 2702(a)(1)(2) (relating to aggravated assault causing serious bodily injury)

18 Pa.C.S. § 2901 (relating to kidnaping)

18 Pa.C.S. § 3121 (relating to rape)

18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse)

18 Pa.C.S. § 3301(a) (relating to arson and related offenses, endangering persons **and there is serious bodily or a person is inside at the start of the arson**)

18 Pa.C.S. § 3502 (a)(1)(relating to burglary, when it involves an occupied structure adapted for overnight accommodation and a person is present)

18 Pa.C.S. § 3701(a)(1)(i) [ii, iii] (relating to robbery, **causing serious bodily injury**)

18 Pa.C.S. 3702 (relating to robbery of motor vehicle, causing serious bodily injury)

(1) All other juvenile adjudications not listed above in subsection (b) lapse and shall not be counted in the prior record score if the offender was 28 years of age or older at the time the current offense was committed.

(2) Nothing in this section shall prevent the court from considering lapsed prior adjudications at the time of sentencing.

§ 303.6. Prior record score—guideline points scoring.

(a) Scoring of prior convictions and adjudications is as follows:

(1) Prior felony convictions and adjudications:

(i) Four points are added for each prior conviction or adjudication for the following offenses:

18 Pa.C.S. §§ 901, 902, 903 (only when relating to attempt, solicitation and conspiracy to commit murder)

18 Pa.C.S. § 2502 (relating to murder)

18 Pa.C.S. § 2503 (relating to voluntary manslaughter)

18 Pa.C.S. § 2506 (relating to drug delivery resulting in death)

18 Pa.C.S. § 2702(a)(1)(2) (relating to aggravated assault causing serious bodily injury)

18 Pa.C.S. § 2901 (relating to kidnaping)

18 Pa.C.S. § 3121 (relating to rape)

18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse)

18 Pa.C.S. § 3301(a) (relating to arson and related offenses, endangering persons **and there is serious bodily or a person is inside at the start of the arson**)

18 Pa.C.S. § 3502 (a)(1)(relating to burglary, when it involves an occupied structure adapted for overnight accommodation and person is present)

18 Pa.C.S. § 3701(a)(1)(i) [, (ii), (iii)] (relating to robbery, **causing serious bodily injury**)

18 Pa.C.S. § 3702 (relating to robbery of motor vehicle, causing serious bodily injury)

(ii) Three points are added for each prior conviction or adjudication for the following offenses:

18 Pa.C.S. § 2702(a)(1)(2) (relating to aggravated assault attempting serious bodily injury)

18 Pa.C.S. § 3124.1 (relating to sexual assault)

18 Pa.C.S. § 3125 (relating to aggravated indecent assault)

18 Pa.C.S. § 3301(a) (relating to arson and related offenses, endangering persons and there is no serious bodily injury nor a person is inside at the start of the arson)

18 Pa.C.S. § 3302 (a)(relating to intentionally causing catastrophe)

18 Pa.C.S. § 3502 (a)(1)(relating to burglary, when it involves a structure adapted for overnight accommodation and a person is not present or is a structure not adapted for overnight accommodation and a person is present)

18 Pa.C.S. § 3701(a)(1)(ii) (relating to robbery, threatening serious bodily injury)

18 Pa.C.S. § 3701(a)(1)(iii) (relating to robbery, committing or threatening to commit any felony of the first or second degree)

18 Pa.C.S. § 3702 (relating to robbery of motor vehicle with no serious bodily injury)

35 P. S. § 780-113(a)(12)(acquisition of a controlled substance involving 50 grams or more by fraud)

35 P. S. § 780-113(a)(14)(relating to the delivery of a controlled substance involving 50 grams or more by a practitioner)

35 P. S. § 780-113(a)(30) (relating to the manufacture, delivery or possession with intent to manufacture or deliver a controlled substance involving 50 grams or more)

All other Felony 1 offenses not listed in § 303.6 (a)(1)(i) above.

All attempts, conspiracies, and solicitations to the 4-point offenses listed in § 303.6 (a)(1)(i) above.

[(ii)](iii) Two points are added for each prior conviction or adjudication for the following offenses:

[any felony 1 or felony 2 not listed in subsection (i) above, and for each prior felony conviction or adjudication under The Controlled Substance, Drug, Device and Cosmetic Act (35 P. S. §§ 780-101—780-144)]

18 Pa.C.S. § 3502 (a)(1)(relating to burglary, when it involves a structure not adapted for overnight accommodation and a person is not present)

Any prior felony conviction or adjudication under The Controlled Substance, Drug, Device and Cosmetic Act (35 P. S. §§ 780-101—780-144) not listed as a 3-point offense in § 303.6 (a)(1)(ii) above.

All other Felony 2 offenses not listed in § 303.6 (a)(1)(i) or (ii) above.

[(iii)] (iv) One point is added for any felony 3 or for any felony not scored above in subsections (i) [or], (ii) or (iii).

(2) Prior weapons misdemeanor convictions and adjudications.

(I) One point is added for each prior conviction or adjudication for the following weapons misdemeanors:

18 Pa.C.S. § 907(b) (relating to possessing instruments of crime)

18 Pa.C.S. § 908 (relating to prohibited offensive weapons)

18 Pa.C.S. § 912 (relating to possession of weapon on school property)

18 Pa.C.S. § 913(2)(relating to possession of firearm or other dangerous weapon in court facility)

18 Pa.C.S. § 6105 [(relating to former convict not to own a firearm, etc.)](relating to persons not to possess, use, manufacture, control, sell or transfer firearms)

18 Pa.C.S. § 6106 (relating to firearms not to be carried without a license)

18 Pa.C.S. § 6108 (relating to carrying firearms on public streets or public property in Philadelphia)

[18 Pa.C.S. § 6110 (relating to persons to whom delivery shall not be made)]

18 Pa.C.S. § 6110.1(a) (relating to possession of firearm by minor)

[18 Pa.C.S. § 6111 (relating to sale of firearms)]

(3) Prior misdemeanors involving death or danger to children.

(I) One point is added for each prior conviction or adjudication for the following misdemeanor 1 offenses that involve death or danger to children:

18 Pa.C.S. § 2504 (relating to involuntary manslaughter)

18 Pa.C.S. § 2701(b)(2) (relating to simple assault against child by adult)

18 Pa.C.S. § 2910 (relating to luring a child into a vehicle)

18 Pa.C.S. § 3126 (a)(6) (relating to indecent assault involving minors)

18 Pa.C.S. § 3127 (relating to indecent exposure; person less than age 16 present)

18 Pa.C.S. § 4304 (relating to endangering welfare of children)

18 Pa.C.S. § 4305 (relating to dealing in infant children)

18 Pa.C.S. § 6301 (relating to corruption of minors of a sexual nature)

75 Pa.C.S. § 3732 (relating to homicide by vehicle)

[(3)] (4) Prior non-weapons misdemeanor convictions.

(I) One point is added if the offender was previously convicted of two or three misdemeanors.

(ii) Two points are added if the offender was previously convicted of four to six misdemeanors.

(iii) Three points are added if the offender was previously convicted of seven or more misdemeanors.

§ 303.7. Prior record score—miscellaneous.

(a) [Current multiple] Multiple convictions. [When imposing sentences for convictions arising out of the same transaction, the prior record score is computed for the offense with the highest offense gravity score in such transaction. If there are two offenses which carry the same offense gravity score, the prior record score shall apply to only one of the offenses. For the remaining offenses in such transactions, the prior record score shall be zero. When imposing sentences for convictions arising out of separate transactions, the prior record score

shall be computed independently for each separate transaction.] When imposing sentences for multiple convictions, apply the prior record score to each conviction offense. For subsequent scoring of prior convictions, assign points for all conviction offenses. Exception: For crimes sentenced concurrently, assign points for only the most serious conviction offense.

[(b) Prior multiple convictions and adjudications of delinquency for offenses arising out of the same criminal transaction for which concurrent or consecutive sentences were imposed are scored as a single conviction equal to the statutory classification of the most serious conviction offense.

(c) Definition of transaction. A transaction is a crime or crimes which were committed by an offender at a single time or in temporally continuous actions that are part of the same episode, event, or incident, or which are conspiracy and the object offense. "Spree" crimes are not part of the same transaction unless they occurred as continuous actions not separated in time by law-abiding behavior.

(d)] (b) Out-of-state, Federal, or former Pennsylvania offenses. A prior out-of-state or Federal conviction or adjudication of delinquency, or a prior conviction or adjudication of delinquency under former Pennsylvania law, is scored as a conviction for the current equivalent Pennsylvania offense. When there is no current equivalent Pennsylvania offense, prior out-of-state or Federal convictions or adjudications of delinquency are scored as non-weapons misdemeanors. When there is no current equivalent Pennsylvania offense to a conviction or adjudication of delinquency under prior Pennsylvania law, apply subsection [(e)] (c).

[(e)] (c) Incomplete prior records for Pennsylvania convictions. When a prior conviction or adjudication of delinquency was for a felony, but the grade of the felony is unknown, it shall be treated as a felony 3. When a prior conviction was for a misdemeanor, but the grade of the misdemeanor is unknown, it shall be treated as a non-weapons misdemeanor. When it cannot be determined if the prior conviction was a felony, weapons misdemeanor, or non-weapons misdemeanor, it shall be treated as a non-weapons misdemeanor. When a prior conviction is for a crime which has a summary grade, the prior conviction shall not be counted in the prior record score.

[(f)] (d) Excluded offenses. The following types of offenses shall not be scored in the prior record score:

(1) Summary offenses, violations of local ordinances, and dispositions under Pa.Rules Crim.P.R. 175—185 (relating to accelerated rehabilitative disposition), 35 P. S. § 780-117 (relating to probation without verdict) or 35 P. S. § 780-118 (relating to disposition in lieu of trial or criminal punishment), shall not be used in computing the prior record score.

(2) Except when the current offense is a violation of The Controlled Substance, Drug, Device and Cosmetic Act (35 P. S. §§ 780-101—780-144), when the maximum sentence applicable to the current offense is dependent upon past convictions, those prior convictions shall not be used in computing the prior record score. For example: retail theft offenses are subject to a longer period of confinement when the offender has been previously convicted of the same offense.

[(g)] (e) Definitions for prior convictions and adjudications of delinquency. A prior conviction means "previously convicted" as defined in 42 Pa.C.S. § 2154(a)(2). A prior adjudication of delinquency means "previously adjudicated delinquent" as defined in 42 Pa.C.S. § 2154(a)(2). The Superior Court interpretation of 'previously convicted' requires that the commission and conviction on the prior offense occur before the commission of the current offense in order for the prior offense to count in the prior record score. (See *Commonwealth v. Eyster*, 401 Pa. Super. 477, 585 A.2d. 1027.)

§ 303.8 Sentencing levels.

(a) *Purpose of sentence.* In writing the sentencing guidelines, the Pennsylvania Commission on Sentencing strives to provide a benchmark for the judges of Pennsylvania. The sentencing guidelines provide sanctions proportionate to the severity of the crime and the severity of the offender's prior conviction record. This establishes a sentencing system with a primary focus on retribution, but one in which the recommendations allow for the fulfillment of other sentencing purposes including rehabilitation, deterrence, and incapacitation. The Commission has established Levels within the Standard Range Chart and has classified intermediate punishments into restrictive intermediate punishments and restorative sanctions to allow for greater consideration of sentencing options.

(b) *Sentencing Levels.* Determine which Level of the Standard Range Chart is applicable to the offender based upon the offense gravity score and prior record score. The following are the sentencing options that shall be considered by the court at each sentencing Level.

(1) Level 4—Level 4 provides recommendations for the most serious offenders. Normally at this Level, the offense of conviction is a major violent or major drug offense and often the offender has a serious history of violent offenses. The Commission has established guideline ranges of total confinement for these offenders. The basic purposes for the recommendations at this Level are to provide punishment commensurate with the seriousness of the conviction offense and the prior record of the offender and to protect the public by providing for total control over the offender for a significant period of time in total confinement. For the Repeat Violent Offender Category the Commission has established recommendations that are the maximum punishment/incapacitation possible under law.

(i) At Level 4 the sentencing option is total confinement. **Exception. Offenders at Level 4a may receive a restrictive intermediate punishment sentence in lieu of state incarceration. The procedure for imposing a restrictive intermediate punishment sentence at Level 4a is the same as provided for Level 3 offenders in § 303.8 (2) below.**

(ii) If the offender meets the statutory criteria for participation in the state motivational boot camp, the court should consider authorizing the offender as eligible for this program. (See § 303.13.)

(2) Level 3—Level 3 provides recommendations for serious offenders with potential for violence or moderately serious offenders with a serious prior record. Consequently, the Commission has established a relatively wide range of sentences providing for state and county incarceration with the option to use restrictive intermediate punishments. The major focus in constructing the guideline sentence recommendations at this Level was providing serious punishment for serious offenders. The punish-

ments are intended to exert considerable control over the offender's freedom. While retribution and control are the primary purposes of the recommendations, the guideline ranges also allow the court to consider the restoration of the victim and the treatment of the offender. For example, the court may choose to place the primary focus of the sentence on treatment of the offender by placing the offender in an inpatient treatment facility. Restoration may be fulfilled by placing the offender in county incarceration with work release thereby allowing the offender to pay restitution to the victim.

(i) At Level 3 the sentencing options include one or more of the following:

Total confinement

Partial confinement

Restrictive intermediate punishments, following the procedures outlined below in (ii), (iii), and (iv).

(ii) An offender under consideration for restrictive intermediate punishments at Level 3 shall have a diagnostic assessment of dependency on alcohol or other drugs conducted by one of the following: the Pennsylvania Department of Health's Office of Drug and Alcohol Programs (ODAP) or a designee; the county authority on drugs and alcohol or a designee; or clinical personnel of a facility licensed by the Office of Drug and Alcohol Programs. An offender assessed to be dependent shall be evaluated for purposes of a treatment recommendation by one of the above listed assessors. The evaluation shall take into account the level of motivation of the offender. An offender assessed to be dependent shall be sentenced to restrictive intermediate punishment consistent with the level of care and length of stay prescribed in the treatment recommendation. An offender not assessed to be in need of drug or alcohol treatment may be placed in any approved restrictive intermediate punishment program. The court retains the authority to incarcerate offenders in either of these categories.

(iii) Restrictive intermediate punishments may be imposed only if the court has been granted sentencing authority by the Pennsylvania Commission on Crime and Delinquency (pursuant to 42 Pa.C.S. § 9729). The County Intermediate Punishment Board is required to develop assessment and evaluation procedures to assure the appropriate targeting of offenders. All programs must meet the minimum standards provided in the Pennsylvania Commission on Crime and Delinquency regulations (37 Pa. Code Chapter 451) for intermediate punishments.

(iv) The total length of confinement or length of time spent in a restrictive intermediate punishment program(s) or combination thereof shall fall within the guideline ranges. Exception: An offender assessed to be in need of treatment shall be sentenced to a level of care and length of stay consistent with the treatment recommendation.

(v) If the offender meets the statutory criteria for participation in the state motivational boot camp, the court should consider authorizing the offender as eligible for this program. (See § 303.13.)

(3) Level 2—Level 2 provides recommendations for basically non-violent offenders. It includes offenders who have a conviction for less serious offenses (e.g. felony 3 and misdemeanor 1 theft offenses) or who have a conviction for one of the least serious offenses, but a prior record score that indicates a long and/or significant criminal career. The Commission has established guideline ranges that allow for sentences that provide signifi-

cant control of the offender to assure that the offender meets his or her responsibilities to the victim and to protect the public from the offender. Many offenders in this Level suffer from drug and/or alcohol problems and the court should consider a treatment component to address the rehabilitative needs of such offenders.

(I) At Level 2 the court should focus on alternatives to incarceration.

(ii) At Level 2, where the range allows for a term of incarceration, the sentencing options include one or more of the following:

- Total confinement
- Partial confinement
- Restrictive intermediate punishments
- Restorative sanctions

(iii) At Level 2, where the range does not allow for confinement (i.e. range=RS-RIP), the sentencing options include one or both of the following:

- Restrictive intermediate punishments
- Restorative sanctions

(iv) While a diagnostic assessment of dependency on drugs and/or alcohol is not required at Level 2, an assessment is encouraged to determine the appropriateness of treatment.

(v) When a restrictive intermediate punishment sentence is imposed, the court is encouraged to consider a treatment component. The total length of confinement or length of time spent in a restrictive intermediate punishment program(s) or combination thereof shall fall within the guideline ranges.

(vi) When the range does not allow for confinement (i.e. range=RS-RIP), the court is encouraged to consider the restorative sanctions first. If the court rejects these sentencing options, the offender may be placed in a restrictive intermediate punishment for up to 30 days. If the restrictive intermediate punishment sentence exceeds 30 days, it shall be considered outside of the standard range.

(4) Level 1—Level 1 provides recommendations for the least serious offenders both in terms of the conviction offense and their relatively minor prior record. The Commission has established a range that focuses on sentencing options that require minimal control of the offender but allow for supervision to assure that the offender fulfills obligations to pay restitution, to complete community service orders, or to complete a treatment program ordered by the court.

(i) At Level 1 the sentencing options are restorative sanctions.

(c) *Definitions.* Following are definitions for restrictive intermediate punishments and restorative sanctions. The County Intermediate Punishment Plan provides a mechanism to advise the court of the extent and availability of services and programs authorized in the county. This plan includes information on the appropriate classification and use of county programs based on program-specific requirements.

(1) *Restrictive intermediate punishments (RIP).* Restrictive intermediate punishments are defined as programs that provide for the strict supervision of the offender. These programs either:

- (i) house the offender full or part time; or
- (ii) significantly restrict the offender's movement and monitor the offender's compliance with the program(s); or

(iii) involve a combination of programs that meet the standards set forth under (i) and (ii).

(A) The following is a list of programs that generally are considered as restrictive intermediate punishments:

- Work camps
- Inpatient treatment
- Residential rehabilitation centers
- Halfway houses
- Day reporting centers
- Work release centers
- Intensive supervision with electronic monitoring
- House arrest with intensive supervision
- House arrest with electronic monitoring
- Other programs or combination of programs that meet the definition of restrictive intermediate punishments.

(2) *Restorative sanctions (RS).* Restorative sanctions are non-confinement sentencing options that:

- (I) are the least restrictive in terms of constraint of offender's liberties;
- (ii) do not involve the housing of the offender (either full or part time); and
- (iii) focus on restoring the victim to pre-offense status.

(A) The following is a list of programs that generally are considered as restorative sanctions:

- Drug testing programs
- Outpatient treatment programs
- Standard probation
- Community service programs
- Fines programs
- Restitution programs
- Fines
- Guilt without further penalty
- Other programs or combination of programs that meet the definition of restorative sanctions.

§ 303.9 Enhancements.

(a) Deadly weapon enhancement.

[(1) When the court determines that the offender possessed a deadly weapon, as defined in 18 Pa.C.S. § 2301 (relating to definitions), during the commission of the current conviction offense, the following number of months shall be added to the standard range which would otherwise have been applicable:

<i>Offense gravity score</i>	<i>Deadly weapon enhancement</i>
13	9-18 months
12	9-18 months
11	9-18 months
10	9-18 months
9	9-18 months
8	6-12 months
7	6-12 months
6	6-12 months
5	6-12 months
4	3-6 months
3	3-6 months
2	3-6 months
1	3-6 months]

(1) The deadly weapon enhancement is based upon whether the court determines that the offender possessed or used a deadly weapon during the commission of the current conviction offense. The number of months indicated below shall be added to the standard range which would otherwise have been applicable, depending upon whether the court defines that the weapon was

used or possessed by the offender.

Offense gravity score	Deadly Weapon enhancement	
	Possessed	Used
14	9 months	18 months
13	9 months	18 months
12	9 months	18 months
11	9 months	18 months
10	9 months	18 months
9	9 months	18 months
8	6 months	12 months
7	6 months	12 months
6	6 months	12 months
5	6 months	12 months
4	3 months	6 months
3	3 months	6 months
2	3 months	6 months
1	3 months	6 months

(2) **Definitions.** For the purposes of the deadly weapon enhancement the following definitions apply:

(i) **Possession of a deadly weapon**—any of the following were on the defendant's person or within his immediate physical control:

(A) Any firearm, whether loaded or unloaded, (as defined in 42 § 9712), or

(B) Any dangerous weapon (as defined in 18 § 913), or

(C) Any device, implement, or instrumentality designed as a weapon or capable of producing death or serious bodily injury which defendant intended to use to threaten or injure another individual.

(ii) **Use of a deadly weapon**—any of the following employed by the defendant in a way that threatened or injured another individual or in the furtherance of the crime:

(A) Any firearm, whether loaded or unloaded, (as defined in 42 § 9712), or

(B) Any dangerous weapon (as defined in 18 § 913), or

(C) Any device, implement, or instrumentality capable of producing death or serious bodily injury.

[(2)] (3) To determine the aggravated and mitigated sentence recommendations, apply §§ 303.10 and 303.11.

(1) In no case where a deadly weapon enhancement is applied may the mitigated sentence recommendation be lower than 3 months.

[(3)] (4) Example. If the offender is convicted of rape (OGS=[11] 12) and has no prior record (PRS=0), then the standard range is [42-60] 48-66 months. If the court determines that the offender possessed a deadly weapon during the commission of the offense, then 9 months is added to the bottom and top of the range [and 18 months is added to the top of the range] and the standard range becomes [51-78] 57-75 months (i.e. [42] 48+9=[51] 57 and [60+18=78] 66+9=75). The lower limit of the mitigated recommendation becomes [39] 45 months and the upper limit of the aggravated recommendation becomes [90] 87 months (i.e. [51] 57-12=[39] 45 and 78+[12=90] 9=87). If the court determines that the offender used a deadly weapon

during the commission of the offense, then 18 months is added to the ranges and the standard range would become 66-84. The lower limit of the mitigated range would be 54 and the upper limit of the aggravated range would be 96.

[(4)] (5) There shall be no deadly weapon enhancement for the following offenses: 18 Pa.C.S. § 2702(a)(4) (relating to aggravated assault); the Pennsylvania Uniform Firearms Act, 18 Pa.C.S. §§ 6101—6120; 18 Pa.C.S. § 907 (relating to possessing instruments of crime); 18 Pa.C.S. § 908 (relating to prohibited offensive weapons); for any other offense for which possession of a deadly weapon is an element of the statutory definition; or for any offense which is lesser included to an offense for which possession of a deadly weapon is an element of the statutory definition.

[(5)] Where there are sentences for crimes arising from the same transaction, the deadly weapon enhancement shall be applied only once and to the conviction offense which has the highest offense gravity score.]

(6) The deadly weapon enhancement shall apply to each conviction offense for which a deadly weapon is possessed or used.

(b) Youth and school enhancement

(1) When the court determines that the offender either distributed a controlled substance to a person or persons under the age of 18 in violation of 35 P. S. § 780-114, or manufactured, delivered or possessed with intent to deliver a controlled substance within 1000 feet of a public or private elementary or secondary school, then 12 to 36 months shall be added to the standard range which would otherwise have been applicable. To determine the aggravated and mitigated sentence recommendations, apply §§ 303.10 and 303.11. Where appropriate, this enhancement shall be added in addition to the deadly weapon enhancement.

(c) If upon application of an enhancement the resulting lengths exceed the longest legal minimum sentence, then the statutory limit is the sentence recommendation. (See § 303.12(c).)

§ 303.10. Aggravated and mitigated sentence recommendations.

(a) When the court determines that an aggravating circumstance(s) is present, it may impose an aggravated sentence as follows:

(1) For the offense gravity scores of 9, 10, 11, 12, [and]13, and 14 the court may impose a sentence that is up to 12 months longer than the top of the standard range.

(2) For the offense gravity scores of 6, 7, and 8, [and] 9 the court may impose a sentence that is up to 6 months longer than the top of the standard range.

(3) For the offense gravity scores of 1, 2, 3, 4, and 5, [and] 6 the court may impose a sentence that is up to 3 months longer than the top of the standard range.

(4) When the standard range is restorative sanctions (RS), and no enhancement has been added, the lower limit of the aggravated sentence recommendation is restrictive intermediate punishment (RIP). When the standard range is RS-RIP, and no enhancement has been added, the upper limit of the aggravated sentence recommendation is 3.

(5) Example. If the offense gravity score is [10] 9 and the prior record score is 2, the standard range is [36-54] 24-36 months. The aggravated sentence should not exceed the top of the standard range ([54] 36 months) by more than 12 months (i.e. the upper limit of the aggravated sentence recommendation becomes [66] 48 months).

(b) When the court determines that a mitigating circumstance(s) is present, it may impose a mitigated sentence as follows:

(1) For the offense gravity scores of 9, 10, 11, 12, [and]13, and 14, the court may impose a sentence that is up to 12 months shorter than the bottom of the standard range.

(2) For the offense gravity scores of 6, 7, and, 8, [and 9] the court may impose a sentence that is up to 6 months shorter than the bottom of the standard range.

(3) For the offense gravity scores of 1, 2, 3, 4, and 5, [and 6] the court may impose a sentence that is up to 3 months shorter than the bottom of the standard range.

(4) When the bottom of the standard range is less than or equal to 3 months of incarceration, and no enhancement has been added, the lower limit of the mitigated sentence recommendation is restorative sanctions (RS).

(5) Example. If the offense gravity score is [10] 9 and the prior record score is 2, the standard range is [36-54] 24-36 months. The mitigated sentence should not go below the bottom of the standard range ([36] 24 months) by more than 12 months (i.e. the lower limit of the mitigated sentence recommendation becomes [24] 12 months).

(c) When the court imposes an aggravated or mitigated sentence, it shall state the reasons on the record and on the guideline sentence form, a copy of which is forwarded to the Commission on Sentencing.

§ 303.11. Adjusted sentence recommendations.

(a) The procedures for determining the sentencing options for the adjusted sentences under § 303.9 (relating to enhancements) and § 303.10 (relating to aggravated and mitigated sentence recommendations) are as follows:

(1) When the lower limit of the adjusted sentence recommendation is a term of incarceration greater than or equal to 12 months (a state sentence as defined in 61 P.S. § 331.17), the court shall consider the Level 4 sentencing options. (See § 303.8(b)(1).)

(2) When the lower limit of the adjusted sentence recommendation is a term of incarceration that is less than 12 months (a county sentence as defined in 61 P.S. § 331.17), the court shall consider the Level 3 sentencing options. (See § 303.8(b)(2).)

(3) When the lower limit of the adjusted sentence recommendation is restorative sanctions (RS) or restrictive intermediate punishments (RIP) and the upper limit of the adjusted sentence recommendation is a term of incarceration, the court shall consider the appropriate Level 2 sentencing options. (See § 303.8 (b)(3).)

(4) When the top of the standard range is 11 1/2 months, this number shall be rounded to 12 months before enhancing and/or aggravating the range.

§ 303.12. Guideline sentence recommendations—miscellaneous.

(a) Guideline ranges are shown in the Standard Range Chart in § [303.16] 303.15.

(b) All numeric guideline ranges are months of minimum confinement as defined in 42 Pa.C.S. § 9755(b) and § 9756 (b) (relating to partial and total confinement).

(c) When the guideline range exceeds that permitted by 18 Pa.C.S. §§ 1103 and 1104 (relating to sentence of imprisonment for felony and misdemeanor) and 42 Pa.C.S. § 9755(b) and § 9756(b) (relating to sentence of partial and total confinement) or other applicable statute setting the maximum term of confinement, then the statutory limit is the guideline sentence. For the purposes of the guidelines, the statutory limit is the longest legal minimum sentence, which is one-half the maximum allowed by law.

(d) When the guideline range is lower than that required by a mandatory sentencing statute, the mandatory sentence becomes the guideline sentence. When the guideline range is higher than that required by a mandatory sentencing statute, the guideline range shall be considered as it is in a non-mandatory case.

(e) When the court imposes a sentence that falls on the boundary of the standard range, the sentence shall be considered within the standard range.

(f) Fines and restitution.

(1) Fines and restitution, as provided by law, may be added to any guideline sentence.

(2) A fine, within the limits established by law, shall be considered by the court when the offender is convicted of 35 P.S. § 780-113(a)(12), (14) or (30), and the drug involved is 2.5 or more grams of any of the following: a controlled substance or counterfeit substance classified in Schedule I or II and which is a narcotic; phencyclidine, methamphetamine, or cocaine, including the isomers, salts, compounds, salts of isomers, or derivatives of phencyclidine, methamphetamine, or cocaine; or is one thousand pounds or more of marijuana. Such fine shall be of an amount that is at least sufficient to exhaust the assets utilized in, and the proceeds obtained by the offender from, the illegal possession, manufacture, or distribution of controlled substances. Such fine shall not include assets concerning which the attorney for the Commonwealth has filed a forfeiture petition or concerning which he has given notice to the court of his intent to file a forfeiture petition.

(3) Fines and restitution programs may be utilized as restorative sanctions and, if properly approved, as restrictive intermediate punishments. (See § 303.8(b)(2)(i)-(iv).)

(g) In every case in which the court imposes a sentence for a felony or misdemeanor, the court shall make as a part of the record and disclose in open court at the time of sentencing a statement of the reason or reasons for the sentence imposed. In every case where the court imposes a sentence outside the sentencing guidelines the court shall provide a contemporaneous written statement of the reason or reasons for the deviation from the guidelines. These reasons shall be recorded on the guideline sentence form, a copy of which is forwarded to the Commission on Sentencing.

§ 303.13. Boot camp program eligibility.

(a) According to statute (61 P.S. §§ 1121—1129), in order for the court to authorize the offender as eligible for the boot camp program, the offender must meet the following criteria:

(1) be sentenced to term of confinement under the jurisdiction of the Department of Corrections;

(2) receive a minimum and maximum sentence which does not exceed that allowed by the statute governing the boot camp program (61 P. S. § 1123);

(3) be less than 35 years of age; and

(4) have a current conviction which is not for one of the following offenses:

18 Pa.C.S. § 2501 (relating to criminal homicide)

18 Pa.C.S. § 2901 (relating to kidnapping)

18 Pa.C.S. § 3121 (relating to rape)

18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse)

18 Pa.C.S. § 3701 (a)(i), (ii), or (iii) (relating to robbery)

(b) The court shall indicate on the offender's commitment order and the guideline sentence form if the offender is authorized as eligible for the boot camp program. The Department of Corrections makes the final determination as to whether the offender will be accepted into the boot camp program.

[§ 303.14. Driving under the influence of alcohol or controlled substance (DUI) and homicide by vehicle while driving under the influence.

(a) When the court determines that no victim suffered serious bodily injury as a result of DUI, sentences for driving under the influence of alcohol or controlled substances are determined by application of 75 Pa.C.S. § 3731 (relating to mandatory imprisonment for driving under the influence of alcohol or controlled substance) and 42 Pa.C.S. § 9763 (relating to intermediate punishment for driving under the influence of alcohol or controlled substance).

(b) When the court determines that one or more victims, other than the offender, suffered serious bodily injury as a result of DUI, the standard ranges for convictions under 75 Pa.C.S. § 3731 (relating to driving under the influence of alcohol or controlled substance) are as follows:

1st conviction	3-5
2nd conviction	6-8
3rd conviction	9-11

4th/subsequent conviction 12

(1) When the court determines that an aggravating circumstance(s) is present, it may impose an aggravated sentence up to 2 months longer than the top of the standard range.

(2) When the court determines that a mitigating circumstance(s) is present, it may impose a mitigated sentence up to 2 months shorter than the bottom of the standard range.

(c) The court may impose a qualified restrictive intermediate punishment in lieu of incarceration for any conviction under 75 Pa.C.S. § 3731 (relating to driving under the influence of alcohol or controlled substance). The number of days of incarceration that may be exchanged for a qualified restrictive intermediate punishment cannot exceed 90 days.

(1) Definition of qualified restrictive intermediate punishments. In accordance with 37 Pa. Code § 451.52 (relating to sentencing restrictions for driving under the influence convictions) qualified restrictive intermediate punishment programs are defined as either:

(i) residential inpatient drug and alcohol programs or residential rehabilitative center programs; or

(ii) house arrest and electronic monitoring combined with drug and alcohol treatment.

(c) Sentences for homicide by vehicle while driving under the influence are determined by application of 75 Pa.C.S. § 3735 (relating to mandatory imprisonment for homicide by vehicle while driving under the influence).

(d) A guideline sentence form must be completed for all offenders convicted of 75 Pa.C.S. § 3731 (relating to driving under the influence of alcohol or controlled substance) and 75 Pa.C.S. § 3735 (relating to for homicide by vehicle while driving under the influence) in accordance with § 303.1(d) (relating to sentencing guidelines standards).]

[§ 303.15] § 303.14. Offense Gravity Scores.

Offenses are scored as follows:

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
907(a)	Possessing Instruments of Crime (criminal instruments)	M1	3
907(b)	Possessing Instruments of Crime (weapon)	M1	4
908	Prohibited Offensive Weapons	M1	4
909	Manufacture/Distribute Master Key for Motor Vehicles	M1	3
910	Manufacture/Distribute Devices for Theft of Telecommunications	[M1] F3	[3] 5
910	Manufacture/Distribute Devices for Theft of Telecommunications	[M2] M1	[2] 3
911	Corrupt Organizations	F1	[9] 8
912	Weapon on School Property	M1	4
913 (a)(1)	Possession of Firearm or Other Dangerous Weapon in Court Facility	M3	1

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
913 (a)(2)	Possession of Firearm or Other Dangerous Weapon in Court Facility (intend for crime)	M1	3
2102	Desecration of Flag	M3	1
2103	Insults to Flag	M2	2
2502(c)	Murder, Third Degree	F1	[13] 14
	Murder, Attempt, Solicitation, or Conspiracy (SBI)	[F2] F1	[10] 13
	Murder, Attempt, Solicitation, or Conspiracy (no SBI)	[F2] F1	[10] 12
2503	Manslaughter, Voluntary	[F2] F1	[10] 11
2504*	Manslaughter, Involuntary (when there is also a conviction for DUI arising from the same transaction)	M1	8
2504*	Manslaughter, Involuntary (when there is not a conviction for DUI arising from the same transaction)	M1	[7] 6
2504	Manslaughter, Involuntary (victim under 12 years)	F2	8
2505(b)	Suicide, Aids or Solicits	F2	6
2505(b)	Suicide, Aids or Solicits	M2	2
2506	Drug Delivery Resulting in Death	F1	[12] 14
2701(b)	Simple Assault	M2	3
2701(b)(1)	Simple Assault (mutual consent)	M3	1
2701(b)(2)	Simple Assault (against child by adult)	M1	4
2702(a)(1)*	Aggravated Assault (causes serious bodily injury)	F1	11
2702(a)(1)*	Aggravated Assault (attempts to cause serious bodily injury)	F1	[9] 10
2702(a)(2)*	Aggravated Assault (causes serious bodily injury police, etc.)	F1	11
2702(a)(2)*	Aggravated Assault (attempts to cause serious bodily injury, police, etc.)	F1	[9] 10
2702(a)(3)	Aggravated Assault (causes or attempts to cause bodily injury, police, etc.)	F2	6
2702(a)(4) [*]	Aggravated Assault (causes bodily injury with a deadly weapon)	F2	[9] 8
2702(a)(4) [*]	Aggravated Assault (attempts to cause bodily injury with a deadly weapon)	F2	[6] 8
2702(a)(5)	Aggravated Assault (teacher)	F2	6
2703	Assault by Prisoner	F2	6
2705	Recklessly Endangering Another Person	M2	3
2706	Terroristic Threats	M1	3
2707(a)	Propulsion of Missiles into an Occupied Vehicle	M1	3
2707(b)	Propulsion of Missiles onto a Roadway	M2	2
2708	Use of Tear Gas in Labor Dispute	M1	3
2709(b)	Stalking, Subsequent Offense	F3	5
2709(b)	Stalking	M1	3
2710	Ethnic Intimidation	See § 303.3(d)	See § 303.3(d)
2712	Assault on Sports Official	M1	3
2713 (a)(1)(2)	Neglect of Care-dependent Person(SBI)	F1	10
2713 (a)(1)(2)	Neglect of Care-dependent Person(BI)	M1	4
2901	Kidnapping	F1	10
2902	Unlawful Restraint	M1	3
2903	False Imprisonment	M2	2
2904(c)	Interference with the Custody of Children	F3	4

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
2904(c)(1)	Interference with the Custody of Children	F2	6
2904(c)(2)	Interference with the Custody of Children	M2	2
2905	Interference w/Custody of Committed Persons	M2	4
2906	Criminal Coercion	M1	3
2906	Criminal Coercion	M2	2
2907	Disposition of Ransom	F3	5
2909	Concealment of Whereabouts of a Child	F3	4
2910	Luring a Child into a Motor Vehicle	M1	5
3121	Rape	F1	[11] 12
[3122]	[Rape, Statutory]	[F2]	[7]
3122.1	Statutory Sexual Assault	F2	7
3123	Involuntary Deviate Sexual Intercourse	F1	[11] 12
[3124]	[Voluntary Deviate Sexual Intercourse]	[M2]	[3]
3124.1	Sexual Assault	F1	11
3125	Aggravated Indecent Assault	F2	[9] 10
3126(a)(1)-(5)	Indecent Assault	M2	4
3126(a)(6)	Indecent Assault (involving minors)	M1	5
3127	Indecent Exposure	M2	3
3127	Indecent Exposure (person less than 16 present)	M1	4
[3128]	[Spousal Sexual Assault]	[F2]	[9]
3301(a)*	Arson Endangering Persons (where a person is inside the structure when the fire is started or when bodily injury results, either directly or indirectly, at the scene of the fire)	F1	10
3301(a)*	Arson Endangering Persons (where no person is inside the structure when the fire is started and no bodily injury results either directly or indirectly, at the scene of the fire)	F1	[8] 9
3301(c)	Arson, Endangering Property	F2	6
3301(d)	Arson, Reckless Burning	F3	5
3301(e)	Arson, Failure to Report	M1	3
3301(f)	Arson, Possess Explosive Material	F3	5
3301(g)	Arson, Disclosure of True Owner	M3	1
3302(a)	Catastrophe, Causing	F1	10
3302(a)	Catastrophe, Recklessly Causing	F2	6
3302(b)	Catastrophe, Risking	F3	4
3303	Failure to Prevent Catastrophe	M2	2
3304	Criminal Mischief (over \$5,000)	F3	5
3304	Criminal Mischief (over \$1,000)	M2	2
3304	Criminal Mischief (over \$500)	M3	1
3305	Tampering w/Fire Hydrants	M3	1
3307	Institutional Vandalism (over \$5,000)	F3	5
3307	Institutional Vandalism	M2	2
3309	Agricultural Vandalism (over \$5,000)	F3	5
3309	Agricultural Vandalism (over \$1,000)	M1	3
3309	Agricultural Vandalism (over \$500)	M2	2
3309	Agricultural Vandalism (\$500 or less)	M3	1
3502*	Burglary (of a structure adapted for overnight accommodation in which at the time of the offense any person is present)	F1	9

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
3502*	Burglary (of a structure adapted for overnight accommodation in which at the time of the offense no person is present)	F1	[8] 7
3502*	Burglary (of a structure not adapted for overnight accommodation in which at the time of the offense any person is present)	F1	6
3502	Burglary (of a structure not adapted for overnight accommodation in which at the time of the offense no person is present)	F2	5
3503(a)(1)(ii)	Trespass, Criminal	F2	4
3503(a)(1)(i)	Trespass, Criminal	F3	3
3503(b)	Trespass, Defiant	M3	1
3701(a)(1)(i)	Robbery (inflicts serious bodily injury)	F1	11
3701(a)(1)(ii)	Robbery (threatens another with or intentionally puts him in fear of immediate serious bodily injury)	F1	[9] 10
3701(a)(1)(iii)	Robbery (commits or threatens immediately to commit any F1 or F2)	F1	9
3701[*](a)(1)(iv)	Robbery (inflicts bodily injury)	F2	[9] 7
3701[*](a)(1)(iv)*	Robbery (threatens bodily injury or intentionally puts him in fear of immediate bodily injury)	F2	[6] 7
3701(a)(1)(v)	Robbery (physically takes or removes property by force, however slight)	F3	5
3702*	Robbery of Motor Vehicle (inflicts serious bodily injury)	F1	11
3702*	Robbery of a Motor Vehicle (does not inflict serious bodily injury)	F1	9
3921	Theft by Unlawful Taking, During Disaster	F2	7
3921*	Theft by Unlawful Taking or Disposition (over \$100,000)	F3	[9] 8
3921*	Theft By Unlawful Taking or Disposition (over \$50,000 to \$100,000)	F3	[8] 7
3921*	Theft By Unlawful Taking or Disposition (over \$25,000 to \$50,000)	F3	[7] 6
3921*	Theft by Unlawful Taking or Disposition (over \$2,000 to \$25,000, or if the property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5
3921	Theft by Unlawful Taking or Disposition (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3
3921	Theft by Unlawful Taking or Disposition (\$200 to \$2,000)	M1	3
3921	Theft by Unlawful Taking or Disposition (\$50 to less than \$200)	M2	2
3921	Theft by Unlawful Taking or Disposition (less than \$50)	M3	1
3922*	Theft by Deception (over \$100,000)	F3	[9] 8
3922*	Theft By Deception (over \$50,000 to \$100,000)	F3	[8] 7
3922*	Theft By Deception (over \$25,000 to \$50,000)	F3	[7] 6
3922*	Theft by Deception (over \$2,000 to \$25,000, or if the property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5
3922	Theft by Deception (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3
3922	Theft by Deception (\$200 to \$2,000)	M1	3
3922	Theft by Deception (\$50 to less than \$200)	M2	2

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
3922	Theft by Deception (less than \$50)	M3	1
3923*	Theft by Extortion (over \$100,000)	F3	[9] 8
3923*	Theft by Extortion (over \$50,000 to \$100,000)	F3	[8] 7
3923*	Theft by Extortion (over \$25,000 to \$50,000)	F3	[7] 6
3923*	Theft by Extortion (over \$2,000 to \$25,000, or if the property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5
3923	Theft by Extortion (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	4
3923	Theft by Extortion (\$200 to \$2,000)	M1	4
3923	Theft by Extortion (\$50 to less than \$200)	M2	2
3923	Theft by Extortion (less than \$50)	M3	1
3924*	Theft of Property Lost, Mislaid, or Delivered by Mistake (over \$100,000)	F3	[9] 8
3924*	Theft of Property Lost, Mislaid, or Delivered by Mistake (over \$50,000 to \$100,000)	F3	[8] 7
3924*	Theft of Property Lost, Mislaid, or Delivered by Mistake (over \$25,000 to \$50,000)	F3	[7] 6
3924*	Theft of Property Lost, Mislaid, or Delivered by Mistake (over \$2,000 to \$25,000, or if the property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5
3924	Theft of Property Lost, Mislaid or Delivered by Mistake (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3
3924	Theft of Property Lost, Mislaid or Delivered by Mistake (\$200 to \$2,000)	M1	3
3924	Theft of Property Lost, Mislaid or Delivered by Mistake (\$50 to less than \$200)	M2	2
3924	Theft of Property Lost, Mislaid or Delivered by Mistake (less than \$50)	M3	1
3925	Theft by Receiving Stolen Property, During Disaster	F2	7
3925*	Theft by Receiving Stolen Property (over \$100,000)	F3	[9] 8
3925*	Theft by Receiving Stolen Property (over \$50,000 to \$100,000)	F3	[8] 7
3925*	Theft by Receiving Stolen Property (over \$25,000 to \$50,000)	F3	[7] 6
3925*	Theft by Receiving Stolen Property (over \$2,000 to \$25,000, or if the property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle, or if the receiver is in the business of buying or selling stolen property)	F3	5
3925	Theft by Receiving Stolen Property (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3
3925	Theft by Receiving Stolen Property (\$200 to \$2,000)	M1	3
3925	Theft by Receiving Stolen Property (\$50 to less than \$200)	M2	2
3925	Theft by Receiving Stolen Property (less than \$50)	M3	1
3926*	Theft of Services (over \$100,000)	F3	[9] 8
3926*	Theft of Services (over \$50,000 to \$100,000)	F3	[8] 7
3926*	Theft of Services (over \$25,000 to \$50,000)	F3	[7] 6

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
3926*	Theft of Services (over \$2,000 to \$25,000, or if the property is a firearm, automobile, airplane, motorcycle, motor-boat, or other motor-propelled vehicle)	F3	5
3926	Theft of Services (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3
3926	Theft of Services (\$200 to \$2,000)	M1	3
3926	Theft of Services (\$50 to less than \$200)	M2	2
3926	Theft of Services (less than \$50)	M3	1
3926 (e)	Theft of Services (sale ransfer of device for diversion of services)	M3	1
3927*	Theft by Failure to Make Required Disposition of Funds Received (over \$100,000)	F3	[9] 8
3927*	Theft by Failure to Make Required Disposition of Funds Received (over \$50,000 to \$100,000)	F3	[8] 7
3927*	Theft by Failure to Make Required Disposition of Funds Received (over \$25,000 to \$50,000)	F3	[7] 6
3927*	Theft by Failure to Make Required Disposition of Funds Received (over \$2,000 to \$25,000, or if the property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor- propelled vehicle)	F3	5
3927	Theft by Failure to Make Required Disposition of Funds Received (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3
3927	Theft by Failure to Make Required Disposition of Funds Received (\$200 to \$2,000)	M1	3
3927	Theft by Failure to Make Required Disposition of Funds Received (\$50 to less than \$200)	M2	2
3927	Theft by Failure to Make Required Disposition of Funds Received (less than \$50)	M3	1
3928	Unauthorized Use of Auto, during disaster	F2	7
3928	Unauthorized Use of Auto	M2	2
3929	Theft, Retail (during disaster)	F2	7
3929	Theft, Retail (third or subsequent conviction)	F3	3
3929	Theft, Retail (first or second offense, \$150 or more)	M1	2
3929	Theft, Retail (second offense, less than \$150)	M2	2
3929.1	Library Theft (3rd; subsequent offense)	F3	5
3929.1	Library Theft (1st; 2nd over \$150)	M1	3
3929.1	Library Theft (2nd less than \$150)	M2	2
3930	Theft of Trade Secrets by Force, Violence, or Burglary	F3	5
3930	Theft of Trade Secrets	M1	3
3931	Theft of Unpublished Dramas and Musical Compositions (over \$2,000 or if the property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5
3931	Theft of Unpublished Dramas and Musical Compositions (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3
3931	Theft of Unpublished Dramas and Musical Compositions (\$200 to \$2,000)	M1	3
3931	Theft of Unpublished Dramas and Musical Compositions (\$50 to less than \$200)	M2	2
3931	Theft of Unpublished Dramas and Musical Compositions (less than \$50)	M3	1

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
3932*	Theft of Leased Property (over \$100,000)	F3	[9] 8
3932*	Theft of Leased Property (over \$50,000 to \$100,000)	F3	[8] 7
3932*	Theft of Leased Property (over \$25,000 to \$50,000)	F3	[7] 6
3932*	Theft of Leased Property (over \$2,000 to \$25,000, or if property is a firearm, automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5
3932	Theft of Leased Property (\$2,000 or less from person or by threat or in breach of fiduciary obligation)	M1	3
3932	Theft of Leased Property (\$200 to \$2,000)	M1	3
3932	Theft of Leased Property (\$50 to less than \$200)	M2	2
3932	Theft of Leased Property (less than \$50)	M3	1
3933 (a)(1)	Unlawful Use of Computer	F3	5
3933 (a)(2;3)	Unlawful Use of Computer	M1	3
4101	Forgery (money, stocks, etc.)	F2	3
4101	Forgery (will, deed, etc.)	F3	4
4101	Forgery (other)	M1	3
4102	Simulating Antiques	M1	3
4103	Fraudulent Destruction of Recordable Instruments	F3	5
4104 (a)	Tampering with Record or Identification	M1	3
4105	Bad Checks	M2	2
4106	Credit Cards (more than \$500)	F3	3
4106	Credit Cards (\$50 or more but less than \$500)	M2	2
4107	Deceptive Business Practices	M2	2
4107.1	Deception Relating to Kosher Foods	M3	1
4107.2	Deception Relating to Certification of Minority Business Enterprise or Women's Business Enterprise	F3	4
4108	Commercial Bribery and Breach of Duty	M2	2
4109	Rigging Public Contest	M1	3
4110	Defrauding Secured Creditors	M2	2
4111	Fraud in Insolvency	M2	2
4112	Receiving Deposits; Failed Institution	M2	2
4113	Misapplication of Entrusted Property (over \$50)	M2	2
4113	Misapplication of Entrusted Property (\$50 or less)	M3	1
4114	Securing Execution of Documents by Deception	M2	2
4115	Falsely Impersonating Persons Privately Employed	M2	2
4116	Copying; Recording Devices	M1	3
4117 (a)	Insurance Fraud	F3	4
4117 (b)	Insurance Fraud	M1	3
4301	Bigamy	M2	3
4302	Incest	F2	7
4303	Concealing Death of Child	[M3] M1	3
4304	Endangering Welfare of Children	M1	5
4304	Endangering Welfare of Children (course of conduct)	F3	6
4305	Dealing in Infant Children	M1	4
4701	Bribery, Official and Political Matters	F3	5
4702	Threats, Official and Political Matters	F3	5
4702	Threats, Official and Political Matters	M2	2

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
4703	Retaliation for Past Official Action	M2	2
4902	Perjury	F3	5
4903 (a)	False Swearing	M2	2
4903 (b)	False Swearing	M3	1
4904 (a)	Unsworn Falsification to Authorities	M2	2
4904 (b)	Unsworn Falsification to Authorities	M3	1
4905	False Alarms	M1	3
4906 (a)	False Reports to Law Enforcement Officials	M2	2
4906 (b)	False Reports to Law Enforcement Officials	M3	1
4909	Witness Taking Bribe	F3	5
4910	Tampering with Physical Evidence	M2	2
4911	Tampering w/Public Records or Information	F3	4
4911	Tampering w/Public Records or Information	M2	2
4912	Impersonating a Public Servant	M2	2
4952	Intimidation of Witnesses or Victims	F3	[8] 7
4952	Intimidation of Witnesses or Victims	M2	5
4953	Retaliation Against Witness or Victim	F3	[9] 8
4953	Retaliation Against Witness or Victim	M2	5
5101	Obstructing Justice	M2	3
5102	Obstruction of Justice by Picketing	M2	2
5103	Unlawfully Listening to Jury Deliberations	M3	1
5104	Resisting Arrest	M2	2
5105	Apprehension, Hindering (if conduct liable to be charged is F1 or F2)	F3	4
5105	Apprehension, Hindering	M2	2
5107	Aiding Consummation of Crime (of F1/F2)	F3	5
5107	Aiding Consummation of Crime	M2	2
5108	Compounding	M2	2
5109	Barratry	M3	1
5110	Contempt of General Assembly	M3	1
5111	Dealing in Proceeds of Unlawful Activities	F1	[9] 8
5121(d)(1)(i) (ii)(iii)*	Escape (from a halfway house, pre- release center, treatment center, work- release center, work-release, or by failing to return from an authorized leave or furlough)	F3	5
5121(d)(1)(i) (ii)(iii)*	Escape (all other escapes from this subsection)	F3	6
5121(d)(2)	Escape	M2	3
5122(a)(1)	Weapons, Providing to Inmate	M1	[9] 8
5122(a)(2)	Weapons, Possession by Inmate	M1	4
5122(a)(3)	Weapons or Implements for Escape (tools)	M2	3
5123(a)	Contraband (provide controlled substance to confined person)	F2	7
5123(a)(2)	Contraband (possession of controlled substance by confined person)	M1	3
5123(b)	Contraband (money)	M3	1
5123(c)	Contraband (other)	M1	3
5124	Default in Required Appearance	F3	4
5124	Default in Required Appearance	M2	2

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
5125	Absconding Witness	M3	1
5126	Avoiding Apprehension	F3	5
5126	Avoiding Apprehension	M2	2
5301	Official Oppression	M2	2
5302	Speculating on Official Action	M2	2
5501	Riot	F3	4
5502	Failure to Disperse	M2	2
5503	Disorderly Conduct	M3	1
5504	Harassment by Communication	M3	1
5506	Loitering and Prowling	M3	1
5507	Obstructing Highways	M3	1
5508	Disrupting Meetings	M3	1
5509	Desecration of Venerated Objects	M2	2
5510	Abuse of Corpse	M2	3
5511(a)(2)	Cruelty to Animals	F3	5
5511(a)(2.1)(i)	Cruelty to Animals	M2	3
5511(a)(2.1)(ii)	Cruelty to Animals	F3	5
5511(a)(1)	Cruelty to Animals	M2	3
5511 (h.1)	Cruelty to Animals	F3	5
5512	Lotteries	M1	3
5513	Gambling Devices	M1	3
5514	Pool Selling and Bookmaking	M1	3
5515	Prohibiting Paramilitary Training	M1	3
5703	Interception, Disclosure or Use of Wire or Oral Communications	F3	5
5705	Possession, Sale, Distribution, Manufacture or Advertisement of Interception Devices	F3	5
5719	Unlawful Use of Intercepted Communications	M2	2
5771	Pen Register and Trap and Trace Devices	M3	1
5901	Open Lewdness	M3	1
5902(a)	Prostitution	M3	1
5902 (a)(b)(e) when (a.1);(c)(v) or; (e.1) applies)	Prostitution and Related Offenses (HIV or Aids related)	F3	5
5902(b)when (c)(1)(i)(ii,i v) applies	Prostitution and Related Offenses	F3	5
5902(b) when (c)(1)(iii) applies	Prostitution Involving Minors	F3	[9] 8
5902 (b)	Prostitution	M2	3
5902(e)	Patronizing Prostitutes [(under age 16)]	M3	1
5903	Obscene Materials (subsequent offense)	F3	5
5903	Obscene Materials	M1	3
5904	Public Exhibition of Insane or Deformed Person	M2	2
6105*	[Firearm, Possession or Ownership by Former Convict (loaded or ammunition in possession or control of defendant)] Persons Not to Possess, Use, Manufacture, Control, Sell or Transfer Firearms (loaded)	M1	5

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
6105*	[Firearm, Possession or Ownership by Former Convict (loaded or ammunition in possession or control of defendant)] Persons Not to Possess, Use, Manufacture, Control, Sell or Transfer Firearms (unloaded)	M1	4
6106*	Firearms, Not to be Carried Without a License (loaded or ammunition in possession or control of defendant)	[M1] F3	5
6106*	Firearms, Not to be Carried Without a License (unloaded and ammunition not in possession or control of defendant)	[M1] F3	4
6107	Prohibited Conduct during Emergency	M1	3
6108*	Carrying Firearms on Public Streets or Public Property in Philadelphia (loaded or ammunition in possession or control of defendant)	M1	5
6108*	Carrying Firearms on Public Streets or Public Property in Philadelphia (unloaded and ammunition not in possession or control of defendant)	M1	4
[6110*]	[Persons to Whom Delivery Shall Not be Made (loaded or ammunition in possession or control of defendant)]	[M1]	[5]
[6110*]	[Persons to Whom Delivery Shall Not be Made (unloaded or ammunition not in possession or control of defendant)]	[M1]	[4]
6110.1(a)	Possession of Firearm by Minor	M1	3
6110.1(c)	Possession of Firearms by Minor (responsibility of adult)	F3	7
[6111]	[Sale of Firearms]	[M1]	[4]
6111(g)(1)	Sale or Transfer of Firearms	M2	2
6111(g)(2)(3)(4)	Sale or Transfer of Firearms (to ineligible; unlawful request for criminal history; false statements)	F3	5
6111(h)	Sale or Transfer of Firearms (subsequent)	F2	7
6112	Retail Dealer Required to be Licensed	M1	3
6113	Licensing of Dealers	M1	3
6115	Loans, Lending, Giving Firearms	M1	3
6116	False Evidence of Identity	M1	3
6117	Altering Marks of Identification	[M1] F2	[3] 7
6121	Certain Bullets Prohibited	F3	5
6161	Carrying Explosives	M2	3
6162	Shipping Explosives	M3	3
6301*	Corruption of Minors (when of a sexual nature)	M1	5
6301*	Corruption of Minors	M1	4
6302	Sale or Lease of Weapons	M1	4
6303	Sale of Starter Pistols	M1	4
6304	Sale of Air Rifles	M3	1
6306	Furnish Cigarettes to Minors (3rd and subsequent offenses)	M3	1
6307	Misrepresentation of Age to Secure Alcohol (subsequent offense)	M3	1
6309	Representing that Minor is of Age	M3	1
6310	Inducement of Minors to Buy Liquor	M3	1
6310.1	Selling Liquor to Minors	M3	1
6310.2	Sale of False ID	M2	2

*These offenses have been subcategorized by the Commission. See Section 303.3(b).

CRIMES CODE OFFENSES

18 Pa.C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
6310.3	Carrying False ID (subsequent offense)	M3	1
6311	Tattooing (a minor)	M3	1
6312(b)	Sexual Abuse of Children (taking photos)	F2	7
6312(c)	Sexual Abuse of Children (selling photos)	F3	6
6312(d)	Possession of Child Pornography	F3	5
6501(a)(3)	Scattering Rubbish (2nd; subsequent offense)	M1	3
6501(a)(2)	Scattering Rubbish (1st. offense)	M2	2
6501 (a)(1)(2)	Scattering Rubbish (2nd; subsequent offense)	M3	1
6504	Public Nuisances	M2	2
6703	Military Decorations	M3	1
6707	False Registration of Domestic Animals	M3	1
6709	Use of Union Labels	M3	1
6901	Extension of Water Line	M3	1
6910	Unauthorized Sale of Tickets	M3	1
7102	Drugs to Race Horses	M1	3
7103	Horse Racing	M3	1
7104	Fortune Telling	M3	1
7107	Unlawful Actions by Athlete Agents	M1	3
7302(a)	Sale of Solidified Alcohol	M2	2
7302(b)	Labeling of Solidified Alcohol	M1	3
7303	Sale or Illegal Use of Solvents	M3	1
7306	Incendiary Devices	M1	3
7307	Out of State Convict Made Goods	M2	2
7308	Unlawful Advertising of Insurance Business	M2	2
7309	Unlawful Coercion in Contracting Insurance	M1	3
7310	Furnishing Free Insurance	M3	1
7311	Unlawful Collection Agency Practices	M3	1
7312	Debt Pooling	M3	1
7313	Buying Food Stamps (\geq \$1,000)	[M3] F3	[1] 5
7313	Buying Food Stamps (<\$1,000)	[M3] M1	[1] 3
7314	Fraudulent traffic in food orders (\geq \$1,000)	F3	5
7314	Fraudulent traffic in food orders (<\$1,000)	M1	3
7316	Keeping Bucket-Shop	M3	1
7317	Accessories, Bucket-Shop	M3	1
7318	Maintaining Bucket-Shop Premises	M3	1
7319	Bucket-Shop Contracts	M3	1
7321	Lie Detector Tests	M2	2
7322	Demanding Property to Secure Employment	M3	1
7323	Discrimination on Account of Uniform	M2	2
7324	Unlawful Sale of Dissertations, Thesis, Term Papers	M3	1
7326	Disclosure of Confidential Tax Information	M3	1
7328	Operation of Certain Establishments	M3	1
7503	Interest of Certain Architects in Public Works Contracts	M3	1
7504	Appointment of Special Police	M3	1
7507	Breach of Privacy	M2	2

DRUG OFFENSES

Crime 35 P. S. § 780-113(a)	Description	Grade	Offense Gravity Score
(1)	Manufacture/Sale/Delivery of Adulterated Drug	M	4
(2)	Adulteration of Controlled Substance	M	4
(3)	False Advertisement	M	4
(4)	Removal of Detained Substance	M	5
(5)	Adulteration of Sellable Controlled Substance	M	4
(6)	Forging ID Under Act	M	5
(7)	Defraud Trademark	M	5
(8)	Selling Defrauded Trademark	M	5
(9)	Having Equipment to Defraud	M	5
(10)	Illegal Sale of Nonproprietary Drug	M	4
(11)	Illegal Pharmacy Operations	M	5
(12)	Acquisition of Controlled Substance by Fraud:		
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (> 1,000g)	F	[12] 13
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 100g to 1000g)	F	11
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 50g to < 100g)	F	10
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 10g to < 50g)	F	[9] 8
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (2.5g to < 10g)	F	[8] 7
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (< 2.5g)	F	6
	Marijuana ([>] 50 lbs. or greater or [> 50] 51 or more live plants)	F	[9] 8
	Marijuana ([>] 10 lbs. to < 50 lbs. or [>] 21 to [50] < 51 live plants)	F	[8] 7
	Marijuana (1 lb. to < 10 lbs. or 10 to < 21 live plants)	F	5
	Marijuana (< 1 lb. or < 10 live plants)	F	3
	Prescription Pills (> 100 pills)	F	10
	Prescription Pills (21-100 pills)	F	[9] 8
	Prescription Pills (10-20 pills)	F	7
	Prescription Pills (1-9 pills)	F	5
	Schedule I, II, III drugs not listed	F	5
	Schedule IV	F	5
	Schedule V	M	1
(13)	Dispense of Drugs to Drug Dependent Person	M	4
(14)	Delivery by Practitioner:		
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (> 1,000g)	F	[12] 13
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 100g to 1000g)	F	11
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 50g to < 100g)	F	10
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 10g to < 50g)	F	[9] 8
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (2.5g to < 10g)	F	[8] 7

DRUG OFFENSES

Crime 35 P. S. § 780-113(a)	Description	Grade	Offense Gravity Score
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (< 2.5g)	F	6
	Marijuana ([>] 50 lbs. or greater or [> 50] 51 or more live plants)	F	[9] 8
	Marijuana ([>] 10 lbs. to < 50 lbs. or [<] 21 to [50] < 51 live plants)	F	[8] 7
	Marijuana (1 lb. to < 10 lbs. or 10 to < 21 live plants)	F	5
	Marijuana (< 1 lb. or < 10 live plants)	F	3
	Schedule I, II, III drugs not listed	F	5
	Schedule IV	F	5
	Schedule V	M	1
(15)	Illegal Retail Sale	M	4
(16)	Simple Possession	M	3
(17)	Dispensing of Drugs Without Label	M	4
(18)	Illegal Sale Container	M	4
(19)	Intentional Unauthorized Purchase	M	5
(20)	Divulging Trade Secret	M	4
(21)	Failure to Keep Records	M	2
(22)	Refusal of Inspection	M	2
(23)	Unauthorized Removal of Seals	M	5
(24)	Failure to Obtain License	M	2
(25)	Manufacture by Unauthorized Party	M	5
(26)	Distribution by Registrant of Controlled Substance	M	5
(27)	Use of Fictitious Registration Number	M	5
(28)	False Application Material	M	5
(29)	Production of Counterfeit Trademarks	M	5
(30)	Possession With Intent to Deliver (PWID):		
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (> 1,000g)	F	[12] 13
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 100g to 1000g)	F	11
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 50g to < 100g)	F	10
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine ([>] 10g to < 50g)	F	[9] 8
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (2.5g to < 10g)	F	[8] 7
	Narcotics of Schedule I and II, Cocaine, PCP, Methamphetamine (< 2.5g)	F	6
	Marijuana ([>] 50 lbs. or greater or [> 50] 51 or more live plants)	F	[9] 8
	Marijuana ([>] 10 lbs. to < 50 lbs. or [>] 21 to [50] < 51 live plants)	F	[8] 7
	Marijuana (1 lb. to < 10 lbs. or 10 to < 21 live plants)	F	5
	Marijuana (< 1 lb. or < 10 live plants)	F	3
	Schedule I, II, III drugs not listed	F	5
	Schedule IV	F	5
	Schedule V	M	1
(31)	Small Amount of Marijuana	M	1

DRUG OFFENSES

Crime 35 P. S. § 780-113(a)	Description	Grade	Offense Gravity Score
(32)	Possession of Paraphernalia	M	1
(33)	PWID Paraphernalia (no minor)	M	3
(33)	PWID Paraphernalia (minor w/Conditions)	M2	4
(34)	Ad for Drug Paraphernalia	M	1
(35)	Illegal Sale of Non controlled Substance	F	6
(36)	Designer Drugs	F	5
(37)	Possession of Steroids	M	4

VEHICLE OFFENSES

75 Pa. C.S. §	Offense Title	Statutory Classification	Offense Gravity Score
3712	Abandonment/Stripping of Vehicles	M3	1
3731	Driving Under the Influence (3rd; subs)	M1	[See § 303.14] 3
3731 [*]	Driving Under the Influence (1st, 2nd)	M2	[See § 303.14] 2
3732*	Homicide by Vehicle (when there is also a conviction for DUI arising from the same transaction)	M1	8
3732*	Homicide by Vehicle (when there is not a conviction for DUI arising from the same transaction)	M1	[7] 6
3735	Homicide by Vehicle while DUI	[F3] F2	[See § 303.14] 8
3735.1	Aggravated Assault by Vehicle while DUI	F2	7
3742	Accident Involving Death or Injury (contributes to death)	F3	5
3742	Accident Involving Death or Injury (involves SBI/ or death; contributes to SBI)	M1	3
3742	Accident Involving Death or Injury (failure to stop)	M3	1
7102	Falsify Vehicle Identification	M1	3
7102	Falsify Vehicle Identification	M3	1
7103	Deal in Vehicles with Removed Identification	F3	5
7103	Deal in Vehicles with Removed Identification	M3	1
7111	Deal in Stolen Plates	M1	3
7112	False Report of Theft or Vehicle Conversion	M3	1
7121	False Application for Title/Registration	M1	3
7122	Altered or Forged Title or Plates	M1	3
7132	Prohibited Activities Related to Odometers (subsequent)	M1	3
7132	Prohibited Activities Related to Odometers (1st. offense)	M3	1
7133	Permissible Activities Related to Odometers (subsequent of-fense)	M1	3
7133	Permissible Activities Related to Odometers (1st. offense)	M3	1
7134	Odometer Disclosure Requirement (subsequent offense)	M1	3
7134	Odometer Disclosure Requirements (1st. offense)	M3	1
7752(b)	Unauthorized Disposition of Forms	M3	1
8306(b)	Willful Violations	M3	1
8306(c)	Subsequent Willful Violations	M2	2

*These offers have been subcategorized by the Commission. See Section 303.3(b).

ENVIRONMENTAL OFFENSES

SOLID WASTE MANAGEMENT ACT			
CRIME 35 P. S. §	OFFENSE TITLE	GRADE	OGS
6018.101-6018.1002	Knowingly Transports, etc. Hazardous Waste Without Permit	F1	9
6018.101-6018.1002	Transports, etc. Hazardous Without Permit	F2	7
6018.101-6018.1002	Violation of Act; [DER] DEP Order, etc.	M2	2
6018.101-6018.1002	Violation of Act; [DER] DEP Order, etc.	M3	1
CLEAN STREAMS LAW CRIME			
SOLID WASTE MANAGEMENT ACT			
CRIME 35 P. S. §	OFFENSE TITLE	GRADE	OGS
691.1-691.1001	Violation of Act; [DER] DEP Order	M2	2
691.1-691.1001	Violation of Act; [DER] DEP Order	M3	1
AIR POLLUTION CONTROL ACT			
CRIME 35 P. S. §	OFFENSE TITLE	GRADE	OGS
4001-4015	Knowingly Releases Hazardous Air Pollutant	F1	9
4001-4015	Violation of Act; [DER] DEP Order	M2	2
4001-4015	Negligently Releases Hazardous Air Pollution	M3	1
SAFE DRINKING WATER ACT			
CRIME 35 P. S. §	OFFENSE TITLE	GRADE	OGS
721.1-721.17	Knowingly Introduces Contaminant Into Public Water	M1	3
721.1-721.17	Violation of Act; [DER] DEP Order	M3	1

§ 303.16. Standard range chart.

The standard sentence recommendations are as follows:

(Editor's Note: The Standard Range table that appears at 204 Pa. Code page 303-38 (serial page (190436)) is being replaced in its entirety by the following chart:

THE COURTS

3431

Level	OGS	Example Offenses	0	1	2	3	4	5	RFEL	REVOC	AGG/ MIT
LEVEL 4 State Incar	14	<i>Murder 3 Drug Del. Resulting in Death</i>	72-120	84-132	96-144	108-156	120-168	144-204	168-240	240	+/- 12
	13	<i>Inchoate Murder/ SBI PWID Cocaine, etc. (>1,000 gms)</i>	60-78	66-84	72-90	78-96	84-102	96-114	108-126	240	+/- 12
	12	<i>Rape IDSI Inchoate Murder/no SBI</i>	48-66	54-72	60-78	66-84	72-90	84-102	96-114	120	+/- 12
	11	<i>Agg Asslt (SBI) Robbery (SBI) Robbery/car (SBI) Voluntary Man- slaughter Sexual Assault PWID Cocaine, etc. (100-1,000 gms)</i>	36-54	42-60	48-66	54-72	60-78	72-90	84-102	120	+/- 12
LEVEL 4a State Incar/ RIP trade	10	<i>Kidnapping Arson (person inside) Agg Asslt (att. SBI) Robbery (threat. SBI) Agg. Indecent. Asslt Causing Catastrophe (F1) PWID Cocaine, etc. (50-<100 gms)</i>	24-36	30-42	36-48	42-54	48-60	60-72	72-84	120	+/- 12
	9	<i>Robbery/car (no SBI) Robbery (F1/F2) Burglary (home/ person) Arson (no person)</i>	12-24 *	18-30 *	24-36	30-42	36-48	48-60	60-72	120	+/- 12
Level	OGS	Example Offenses	0	1	2	3	4	5	RFEL	REVOC	AGG/ MIT

Level	OGS	Example Offenses	0	1	2	3	4	5	RFEL	REVOC	AGG/ MIT
LEVEL 3 State/ Cnty Incar RIP trade	8 F1	Agg Asslt (BI w/DW) Agg Asslt (att. BI w/DW) Invol. Mansl. (when DUI) Hom. by Vehicle (when DUI) Theft (>\$100,000) PWID Cocaine, etc. (10-<50 gms)	9-16 *	12-18 *	15-21 *	18-24 *	21-27 *	27-33	33-39	NA	+/-6
	7 F2	Robbery (inflicts/threatens BI) Burglary (home/no person) Statutory Sexual Assault Theft (>\$50,000-\$100,000) Arson (no person) PWID Cocaine, etc. (2.5-<10 gms)	6-14 *	9-16 *	12-18 *	15-21 *	18-24	24-30	30-36	NA	+/-6
	6	Invol. Mansl. (when no DUI) Hom. by Vehicle (when no DUI) Burglary (not home/person) Theft (>\$25,000-\$50,000) Arson (property) PWID Cocaine etc. (<2.5 gms)	3-12 *	6-14 *	9-16 *	12-18 *	15-21 *	21-27 *	27-33	NA	+/-6
LEVEL 2 Cnty Incar RIP RS	5 F3	Burglary (not home/no person) Corruption of Minors Robbery (prop by force) Firearms (loaded) Theft (>\$2000-\$25,000) PWID (1-<10 lb of marij)	RS-9	1-12 *	3-14 *	6-16 *	9-16 *	12-18 *	24-36	NA	+/-3
	4	Indecent Assault Forgery (will, deed) Firearms (unloaded) Crim Trespass (breaks in)	RS-3	RS-9	RS-12 *	3-14 *	6-16 *	9-16 *	21-30 *	NA	+/-3
	3 M1	Simple Assault Terr. Threats Theft (\$200-\$2000) Retail Theft (3rd) Drug Poss.	RS-1	RS-6	RS-9	RS-12 *	3-14 *	6-16 *	12-18 *	NA	+/-3
LEVEL 1 RS	2 M2	Theft (\$50-<\$200) Retail Theft (1st, 2nd) Bad Checks	RS	RS-2	RS-3	RS-4	RS-6	1-9	6-<12	NA	+/-3
	1 M3	Most Misd. 3's; Theft (<\$50) Drug Paraph. Poss. Small Amount Marij.	RS	RS-1	RS-2	RS-3	RS-4	RS-6	3-6	NA	+/-3

1. Shaded areas of the matrix indicate restrictive intermediate punishments may be imposed as a substitute for incarceration.
2. When restrictive intermediate punishments are appropriate, the duration of the restrictive intermediate punishment program shall not exceed the guideline ranges.
3. When the range is RS through a number of months (e.g. RS-6), RIP may be appropriate.
4. Offenses in italics are the '3-strikes' offenses.

Key:

CNTY = county

INCAR = incarceration

PWID = possession with intent to deliver

REVOC = repeat violent offender category

RFEL = repeat felony 1 and felony 11 offender category

RIP = restrictive intermediate punishments

RS = restorative sanctions

< = less than

> = greater than

* = potential boot camp candidate

[Pa.B. Doc. No. 96-1159. Filed for public inspection July 19, 1996, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CUMBERLAND COUNTY

Rules of the Court of Common Pleas; No. 96-1335 Civil Term

Order of Court

And Now, this 24th day of June, 1996, the following Rules of the Court of Common Pleas of Cumberland County, Pennsylvania, are hereby promulgated and adopted for use, effective August 1, 1996, or thirty (30) days after publication in the *Pennsylvania Bulletin*.

Pursuant to Pa.R.C.P. 239, the Prothonotary is directed to forward seven (7) certified copies of this order to the Administrative Office of Pennsylvania Courts, two (2) certified copies to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* together with a diskette, formatted in MS DOS reflecting the text in the hard copy version, one (1) copy to the Supreme Court Civil Procedural Rules Committee and/or the Supreme Court Domestic Relations Committee, and one (1) copy to the *Cumberland Law Journal*.

By the Court

HAROLD E. SHEELY,
President Judge

Petitions and Answers

Rule 205-1. Hybrid Representation. Where a litigant is represented by any attorney before the court and the litigant submits for filing a motion, petition, brief or any other type of pleading in the matter, it shall not be acted upon by the Judge, but forwarded to the counsel of record for such purposes as counsel may deem appropriate on behalf of his or her client.

Adopted May 28, 1996; effective August 1, 1996

Non-Jury Trials

Rule 215-1. At any time a civil non-jury case is at issue and is above the arbitration limit, any party may file a praecipe with the Prothonotary to assign the case to a trial judge. The Prothonotary shall immediately forward the praecipe to the Court Administrator who shall assign the case. A trial and or pretrial conference shall then be scheduled by the Judge.

Adopted May 28, 1996; effective August 1, 1996

[Pa.B. Doc. No. 96-1160. Filed for public inspection July 19, 1996, 9:00 a.m.]

WESTMORELAND COUNTY

Duties and Powers of the Pretrial Services Unit of the Adult Probation and Parole Department

Order of Court

And Now, to wit, this 1st day of July, 1996, *It Is Hereby Ordered, Adjudged, and Decreed* that Rule WC4010 is adopted. The effective date of this Order is 30 days after publication in the *Pennsylvania Bulletin*.

By the Court

BERNARD F. SCHERER,
President Judge

WC 4010. Duties and Powers of the Pretrial Services Unit of the Westmoreland County Adult Probation and Parole Department.

(a) The Pretrial Services Unit of the Westmoreland County Adult Probation and Parole Department shall monitor and assist defendants released on bail. The duties and powers of the Unit shall include the following:

(1) gathering information about defendants relevant to bail decisions;

(2) making recommendations to the bail authorities concerning the types of release and the conditions of release on bail for individual defendants;

(3) supervising defendants when so designated by the bail authority;

(4) making reasonable rules and regulations to implement the bail agency's functions.

(b) The representative of the Unit who obtains information from the defendant shall, both orally and in writing, advise the defendant that anything said to the Unit representative may be used against the defendant.

(c) The Pretrial Services Unit shall disclose information obtained from or concerning the defendant only to the defendant, counsel for the defendant, the issuing authority or judge setting bail, the attorney for the Commonwealth, and the Westmoreland County Department of Adult Probation and Parole. This information may be used in preparing an intermediate punishment screening, in a presentence report, in a prosecution based on the falsity of the information, or for impeachment purposes to the extent permitted by law.

(d) The Unit is authorized to assess reasonable fees for the use of any electronic monitoring equipment utilized in the course of supervision. The fee shall be assessed based upon the financial ability to pay.

(e) The Unit is authorized to initiate bond revocation proceedings when warranted.

[Pa.B. Doc. No. 96-1161. Filed for public inspection July 19, 1996, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Suspension

Notice is hereby given that on July 1, 1996, pursuant to Rule 214(d) of the Pa.R.D.E., Kent Edward Conshafter has been placed on Temporary Suspension by the Supreme Court of Pennsylvania, pending final disposition of proceedings before the Disciplinary Board and further Order of the Court.

ELAINE M. BIXLER,

Secretary

The Disciplinary Board of the Supreme Court of Pennsylvania

[Pa.B. Doc. No. 96-1162. Filed for public inspection July 19, 1996, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF PUBLIC WELFARE

[55 PA. CODE CH. 3040]

Subsidized Child Day Care Eligibility

Statutory Authority

The Department of Public Welfare (Department), Office of Children, Youth and Families, under the authority in section 201(2) of the Public Welfare Code (62 P.S. § 201(2)), which authorizes regulations necessary for eligibility for Federal funding (for example, 45 CFR 98.30(f)(1)(iv), which requires the option of in-home child care), section 403 of the Public Welfare Code (62 P.S. § 403), which authorizes regulations governing public assistance and section 703 of the Public Welfare Code (62 P.S. § 703), which authorizes regulation of "county institution districts or their successors," here the county commissioners, intends to amend the regulations set forth in Annex A.

Purpose

The purpose of these proposed amendments is to provide in-home care as a child care service option for a family that is eligible for the subsidized child day care program. The proposed amendments will respond to the requirements of the Child Care and Development Block Grant (CCDBG) (42 U.S.C.A. § 9858 et seq.) and its regulations, 45 CFR 98.30(f)(1)(iv) and the Title IV-A At-Risk Child Care Program (45 CFR Part 257.40(b)) which requires in-home care as a service option whenever the service is available to others. The proposed amendments will establish requirements to be met by the child day care provider, the eligible family and the eligibility agent. The proposed amendments apply to all subsidized child day care funding sources that are administered under Chapter 3040 (relating to subsidized child day care eligibility).

Need for Amendments

CCDBG and the At-Risk Block Grant require states to provide subsidy-eligible families the same child care options that are available to families who are not eligible for subsidy. Currently, a subsidy-eligible family does not have the option of selecting child care provided in the child's own home. Current child day care regulations define child day care service as out-of-home care provided for part of the 24-hour day. The Department has not implemented the in-home child care option under the Federal mandate.

The Department recently submitted the CCDBG Plan for Federal Fiscal Years 1994-96, which details the use of Federal funds. The plan has not been approved by the Federal Government because the in-home child care option is not in place under the Federal mandate. Failure to receive Federal approval will jeopardize the Commonwealth's \$42 million share of CCDBG and At-Risk funds. A loss of these Federal funds will result in the termination of services to nearly 12,000 children currently receiving subsidized child day care service through these Federal funds. The Department has advised the Federal Government that it is taking immediate steps to implement the in-home requirement.

Requirements

In-home care is a child care service that is provided in the child's home. The Department does not currently include in-home care in the regulations for subsidized child day care. It is necessary for the Department to set forth requirements to be followed when an eligible family chooses an in-home child care arrangement. Additionally, the Department proposes to clearly define the employer-employee relationship between the family that chooses the in-home care option and the in-home care provider.

In Fiscal Year 1991-92, the Department received additional child care funding from two Federal funding sources, the CCDBG and the At-Risk Block Grant, to implement a parent-choice subsidized child day care program. The CCDBG regulation requires the in-home child care option as follows:

"For services provided under § 98.50, certificates under paragraph (a)(2) of this section must permit parents to choose from a variety of child care categories, including:

- (1) Center-based child care;
- (2) Group home child care;
- (3) Family child care; and
- (4) In-home child care, as limited, pursuant to § 98.16(a)(7)(ii).

Under each of the above categories, care by a sectarian provider may not be limited or excluded." (45 CFR, Subpart D, 98.30(f)(1)).

The At-Risk regulation permits the in-home care option as follows:

"If more than one category of child care is available, e.g., center-based child care, group home child care, family child care or in-home child care, the family must be provided an opportunity to choose the arrangement." (45 CFR 257.40(b))

The Department operates the subsidized child day care program based on the requirements of the CCDBG and the parent-choice model. The CCDBG requires that eligible parents must be given the option of in-home care. The Department's position is that the in-home care option must also be extended to families funded by At-Risk and any other Federal or State funding source.

Following is a description of the proposed amendments that will implement the Federal requirement for the in-home care option:

Definition of service (§ 3040.2). The current definition of service is "...out-of-home care provided for part of the 24-hour day" (§ 3040.2(a)). The Department proposes to delete the term "out-of-home" from subsection (a). Deleting this term will permit in-home care as well as out-of-home care. The Department proposes to add the phrase "in lieu of parental care" in subsection (a). This language is added to clarify that a parent caring for his own children cannot receive subsidized funds under this regulation. The Department proposes to amend subsection (b) to recognize that subsidized child day care service may occur in the child's home.

Definitions (§ 3040.3). The Department proposes amendments to this section. The following definitions are proposed: "CPSL"; "ChildLine"; "founded report"; "indicated report"; "in-home care"; "in-home care provider" and "perpetrator." The definitions of "provider" and "service

site" have been amended. The definition of "provider" is amended to correct the current definition. The second sentence of the definition references organizations or individuals who may be considered the provider. For purposes of this chapter, the term "provider" means the organization or individual who directly delivers the child care service. The definition of "service site" is amended to include the child's home as a location where subsidized child day care service may be delivered.

Additional conditions or additional charges (§ 3040.17). This section currently does not include the option for additional conditions. In this section, the Department proposes that additional conditions will be added at § 3040.81 (relating to the caretaker eligibility requirements for in-home care) if the caretaker chooses the in-home care option.

Caretaker eligibility requirements for in-home care (§ 3040.81). The current regulation does not include caretaker eligibility requirements for an in-home care option. Federal regulations require that states establish an in-home care option in a parent-choice system.

Proposed § 3040.81 establishes requirements for the use of the in-home care option. The proposal is affected by other laws and regulations. The Fair Labor Standards Act (FLSA) (29 U.S.C.A. § 206(a)) requires domestic workers, such as in-home care providers to receive no less than minimum wage for employment. The in-home care provider must also comply with certain health and safety standards (45 CFR 98.41). The proposal represents funding standards only for in-home child day care services supported through the subsidized child day care program.

The Department desires to clearly define the role of the caretaker as the employer of the in-home care provider. The proposal defines the caretaker as the employer. The eligibility agent will be required to establish an agreement with the caretaker to assure that all health and safety standards are met. The caretaker will have the responsibility of gathering information from the in-home care provider to share with the eligibility agent. The caretaker will receive the monthly reimbursement from the eligibility agent and the caretaker will make payment to his employer, the in-home care provider.

Section § 3040.81 proposes the following caretaker requirements for in-home subsidized child day care:

In paragraph (1), the Department proposes that the caretaker and the caretaker's spouse or live-in companion shall be employed or be receiving training outside the home and shall verify employment and training status on a monthly basis. This requirement assures that the caretaker or the caretaker's spouse or live-in companion is not available to care for the child and that the family continues to meet the eligibility regulation requirements at § 3040.34(1) and (3) (relating to nonfinancial eligibility requirement). This section lists the requirement for working or training at least 20 hours per week and need for service.

In paragraph (2), the Department proposes that the caretaker will assure that the in-home care provider meets certain requirements. It is the caretaker's responsibility to verify this information with the eligibility agent because the caretaker is the employer and is seeking the subsidized child day care assistance.

In paragraph (2)(i), the Department proposes that the caretaker will assure that the provider is 18 years of age or older. That age is established in accordance with day care service regulations related to age found in Chapters

3270, 3280 and 3290 (relating to child day care centers, group child day care homes and family child day care homes).

In paragraph (2)(ii), the Department proposes that the caretaker will assure that the provider resides outside the child's home. This requirement is included as an effort to avoid payment for: live-in household help, such as a nanny; 24-hour-a-day care; or arrangements which have been established within the family unit to provide child care.

In paragraph (2)(iii), the Department proposes that the caretaker must assure that the service is provided in the child's home. This requirement assures that the child is not receiving child day care service in an unregulated facility or in a home that does not meet appropriate health and safety standards.

In paragraph (2)(iv), the Department proposes that an individual who wishes to be an in-home provider shall submit a Pennsylvania Child Abuse History Clearance form to ChildLine. The form submitted to ChildLine shall indicate that the request is voluntary. The Department determines that this requirement is needed in order to ensure a high level of protection for the child in care.

In paragraph (2)(v) and (vi), the Department proposes that the caretaker must assure that the provider does not have a substantiated history of abusing children, listed as founded or indicated, and that the provider has not been convicted of a crime reflected in the CPS Law. This requirement is the same as the Department's requirement for all certified or registered child day care providers, found at § 20.71(b) (relating to conditions for denial, nonrenewal or revocation) and 23 Pa.C.S. § 6344(c) (relating to information relating to prospective childcare personnel).

In paragraph (3), the Department proposes that the caretaker will review with the in-home care provider information regarding certain health and safety issues which focus on the prevention and control of infectious diseases. This service is not recognized under Articles IX and X of the Public Welfare Code (62 P. S. §§ 901—922 and 1001—1059) and the service is delivered in the child's home and the Department does not choose to intrude in the manner in which the caretaker maintains the physical conditions in the child's home. The Department is proposing minimal standards which reflect the requirement for health and safety cited in 45 CFR 98.41 health and safety requirements. Federal requirements for CCDBG and the At-Risk Block Grant state that the Department must ensure that basic health and safety information is shared with the in-home child day care provider. The Department distributes basic health and safety information to the eligibility agent who then provides the information to the caretaker. The Department requires the caretaker to share this information with the in-home care provider as specified in the agreement between the Department's agent and the eligible caretaker who chooses an in-home care arrangement.

In paragraph (4), the Department proposes that the caretaker will employ a minimum of one provider for every six children receiving care. The current statute and regulations governing out-of-home family day care permit one provider to care for up to six unrelated children. The definition of related includes a child, step-child, foster child, adopted child or grandchild of the provider. This standard was established for regulated family day care homes in order to assure a safe caregiver-child ratio for children in care. This funding standard for in-home care

is established using the same caretaker-child ratio, which is cost-effective and which supports the safety of children.

In paragraph (5), the Department proposes that the caretaker will be permitted unlimited access to his child during the hours of child day care service. This requirement is the same as the Department's requirement in all certified or registered child day care services.

In paragraph (6), the Department proposes that the caretaker will be considered the employer of the provider and will accept full responsibility for payment to the provider. The Federal Department of Health and Human Services requires that the in-home care provider must be paid at least the Federal minimum wage because in-home care providers are classified as domestic service workers under the FLSA (29 U.S.C.A. § 206(a)) and are covered under minimum wage and tax requirements. To assure that the provider receives at least minimum wage, the caretaker will pay the difference between the cost of care and minimum wage. The caretaker will be required to report the wages paid to the provider and any other tax-related information to the Internal Revenue Service. The Department will aid the employer by providing information which outlines the appropriate steps in becoming an employer and the obligations of an employer.

In paragraphs (7)—(10), the Department proposes amendments relating to health and safety. The caretaker will be required to have operable smoke detectors on each level of the home and to store cleaning materials and other toxic materials in the original labeled containers or in a container which specifies the contents. Toxics will need to be kept in a locked area or in an area inaccessible to children and separate from food, food preparation spaces and child care spaces. The caretaker will be required to place unloaded weapons and firearms in a locked cabinet and shall lock ammunition in a separate area from weapons and firearms. The caretaker will be required to notify the provider when weapons, firearms or ammunition are present in the home. The Department determines that subsidized child day care services must be provided in a safe and secure environment.

Eligibility agent responsibilities when an eligible caretaker chooses in-home care (§ 3040.82). The current regulation does not include the responsibilities of the eligibility agent when an eligible caretaker chooses the in-home day care option. In this proposal, the Department outlines the eligibility agent's role in supporting and maintaining a caretaker's option for using in-home child day care service supported through the subsidized child day care program.

In subsection (a)(1)—(4), the Department proposes that the eligibility agent will distribute information regarding child immunizations, health and safety topics related to the care of children, training programs available for the provider and the caretaker's responsibilities as the employer.

In subsection (b), the Department proposes that the eligibility agent will establish an agreement with each caretaker who chooses in-home care. This agreement defines the relationship between the caretaker who chooses in-home care and the eligibility agent. This agreement also outlines the requirements found in § 3040.81 (relating to caretaker eligibility requirements for in-home care).

In subsection (c), the Department proposes that the eligibility agent will reimburse the eligible caretaker monthly. The amount of the reimbursement shall be the cost of care for each child in care minus the assessed

weekly family fee (§ 3040.3). The current regulation at § 3040.61 (relating to general requirements regarding fee payment) establishes the requirement that an eligible family in the subsidized child day care program shall be assessed a weekly family fee and must pay that assessed weekly family fee on a regular basis. The current regulation at § 3040.63 (relating to computing weekly family fee) lists the process for establishing the amount of the weekly family fee.

In subsection (d), the Department proposes that the eligibility agent notify the Department of the name of each in-home child day care provider. The Department will maintain a Statewide listing of in-home child day care providers who receive funds through the subsidized child day care program. The Department will use this listing to distribute information regarding child care issues to providers.

Affected Individuals, Groups and Organizations

Groups and individuals affected by the proposed amendments include caretakers applying for and receiving service, child day care providers of in-home care and eligibility agents who determine eligibility for the subsidized day care program.

Accomplishments/Benefits

These proposed amendments will ensure continuation of the funding from the Federal CCDBG and the At-Risk Block Grant to support the subsidized child day care program. Furthermore, the Department considers these amendments to be in the public interest since it affords a subsidy-eligible family the same child care options as a nonsubsidy-eligible family.

These proposed amendments expand the child day options for those families who are eligible for assistance with the cost of child day care arrangements.

Fiscal Impact

Public Sector

Commonwealth

The proposed amendments set forth in Annex A will not increase the Department's expenditures for the subsidized child day care program.

Political Subdivisions

There will be no fiscal impact on political subdivisions as a result of the proposed amendments.

Private Sector

There will not be a fiscal impact on licensed and registered child day care facilities.

General Public

There will be no fiscal impact on the general public as a result of these proposed amendments. Some additional eligible families may choose to participate in the subsidized program because of the increased opportunity to choose an in-home child day care arrangement.

Paperwork Requirement

These proposed amendments will not affect the paperwork requirement for political subdivisions or the general public.

These proposed amendments will increase tracking requirements for eligibility agents and caretakers.

Effective Date

These proposed amendments will be effective immediately after promulgation as final rulemaking in the *Pennsylvania Bulletin*.

Sunset Date

There is no sunset date applicable to the proposed amendments.

Public Hearings

The Department will not conduct public hearings concerning these proposed amendments.

Public Comment Period

Interested persons are invited to submit written comments, suggestions or objections regarding the proposed amendments to the Department of Public Welfare, Jolene M. Gregor, Policy Specialist, P. O. Box 2675, Bertolino Building, 4th Floor, Harrisburg, PA, 17105, (717) 787-8691, within 30 days after the date of publication of this notice in the *Pennsylvania Bulletin*. All comments received within 30-calendar days will be reviewed and considered in the preparation of the final regulations. Comments received after the 30-day comment period will be considered for any subsequent revisions of these regulations.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (Voice users), or may use the Department of Public Welfare TDD by calling (717) 787-3616. Persons who require another alternative should contact India Wood at (717) 783-2212.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of these proposed amendments on July 10, 1996, to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Committee on Aging and Youth and the Senate Committee on Public Health and Welfare. In addition to submitting the proposed amendments, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form prepared by the agency in compliance with Executive Order 1982-2, "Improving Government Regulations." A copy of this material is available to the public upon request.

If IRRC has objections to any portion of the proposed amendments, it will notify the Department within 30 days of the close of the public comment period. The notification shall specify the regulatory review criteria which have not been met by that portion. The Regulatory Review Act specifies detailed procedures for review of objections raised, prior to final publication of the amendments, by the Department, the General Assembly and the Governor.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-422. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 55. PUBLIC WELFARE

**PART V. CHILDREN, YOUTH AND FAMILIES
MANUAL**

Subpart B. ELIGIBILITY FOR SERVICES

**CHAPTER 3040. SUBSIDIZED CHILD DAY CARE
ELIGIBILITY**

INTRODUCTION

§ 3040.2. Definition of service.

(a) Child day care service is [**out-of-home**] care provided for part of the 24-hour day **in lieu of parental care**. Subsidized child day care service is available to a child from birth to the date of the child's 13th birthday.

(b) A caretaker shall be employed, self-employed or receiving training to be eligible for subsidized child day care service. A family [**that**] **who** is eligible for Title IV-A supportive services which include child day care is not eligible for Federal or State funds related to subsidized child day care service. Subsidized child day care service may not be provided as a substitute for publicly-funded educational programs, such as kindergarten, or other specialized treatment programs. This service is provided in certified day care centers and group day care homes, registered family day care homes and those exempt under Chapters 3270, 3280 and 3290 (relating to the operation of child day care centers; group day care homes; and family day care homes). **This service may also be provided in the child's home as in-home care if the home and the provider meet the requirements established in § 3040.81 (relating to caretaker eligibility requirements for in-home care).**

* * * * *

§ 3040.3. Definitions.

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

CPSL—Child Protective Services Law, 23 Pa.C.S. §§ 6301—6385.

* * * * *

ChildLine — An organizational unit of the Department established under section 6332 of the CPSL (relating to establishment of Statewide toll-free telephone number) which operates a toll-free system for receiving reports of suspected child abuse. This unit refers the reports for investigation and maintains the reports in the appropriate files. The unit also receives and processes requests for Pennsylvania Child Abuse History Clearances.

* * * * *

Founded report—As defined in section 6303 of the CPSL (relating to definitions).

* * * * *

Indicated report—As defined in section 6303 of the CPSL.

In-home care—Child day care service that is provided in the child's home.

In-home care provider—An individual employed by an eligible family to provide in-home care.

* * * * *

Perpetrator—As defined in section 6303 of the CPSL.

Provider—An organization or individual who directly delivers the child care service. [The term may include the prime contractor, the contractually designated

subcontractor or another licensed or registered child day care service site.]

* * * * *

Service site—The child day care center, group child day care home [or], family child day care home or the child's home where care is delivered to the child. To receive subsidized child day care funds, a service site will be certified by the Department or shall be exempt from the requirement for Departmental certification under Chapters 3270, 3280 and 3290 (relating to child day care centers; group day care homes; and family day care homes).

* * * * *

GENERAL REQUIREMENTS

§ 3040.17. Additional conditions or additional charges.

* * * * *

(b) Additional conditions or charges are permitted as follows:

(1) The eligibility agent shall require the caretaker who chooses an in-home child day care arrangement to meet the conditions listed in § 3040.81 (relating to caretaker requirements for in-home care) to access in-home child day care services.

[(1)] (2) ***

* * * * *

[(2)] (3) ***

* * * * *

[(3)] (4) ***

* * * * *

CARETAKER ELIGIBILITY REQUIREMENTS

§ 3040.81. Caretaker eligibility requirements for in-home care.

A caretaker who chooses an in-home child day care arrangement shall demonstrate to the eligibility agent that the caretaker meets the following requirements:

(1) The caretaker and the caretaker's spouse or live-in companion are employed or receiving training outside the home. Employment or training status shall be verified each month.

(2) The caretaker has determined that the in-home care provider meets the following conditions:

- (i) Is at least 18 years of age.
(ii) Resides outside the child's home.
(iii) Will provide child day care services in the child's home.
(iv) Has submitted a Pennsylvania Child Abuse History Clearance form to ChildLine indicating that the request for clearance is voluntary.
(v) Has not been named as the perpetrator of a founded or indicated report of child abuse.
(vi) Has not been convicted of a crime listed in section 6344 of the CPSL (relating to information relating to prospective child-care personnel).

(3) The caretaker has instructed the provider in the following health and safety practices to ensure

the prevention and control of infectious diseases while the provider cares for the subsidy-eligible child:

(i) Washing hands after toileting, after diapering a child, after assisting a child with toileting, and before preparing or handling food.

(ii) Ensuring that the child's hands are washed after toileting, after being diapered and before eating.

(4) The caretaker shall employ at a minimum one provider for every six or fewer children who meet the following conditions:

- (i) Are eligible to receive care.
(ii) Are included in the subsidy-eligible family's composition.

(iii) Reside in the subsidy-eligible family's home.

(5) The caretaker has established with the provider that the caretaker will have unlimited access to the child during the hours of child day care service.

(6) The caretaker agrees to be considered the employer of the provider and, accordingly, to do the following:

(i) Accept full responsibility for paying the provider.

(ii) Pay the provider at least the minimum wage. If the cost of care does not equal minimum wage, the caretaker must agree to pay the difference.

(iii) Report the wages paid to the provider and other tax-related information to the appropriate Federal, State and local authorities, including the Internal Revenue Service.

(7) The caretaker has placed operable smoke detectors on each level of the home.

(8) The caretaker stores cleaning materials and other toxic materials in their original labeled containers or in containers which specify the contents. These toxics are kept in a locked area or in an area inaccessible to children and separate from food, food preparation spaces and child care spaces.

(9) The caretaker keeps firearms and other weapons in a locked cabinet and locks ammunition in a separate area. The caretaker has notified the provider if firearms, weapons and ammunition are in the home.

(10) The caretaker has reviewed all information distributed by the eligibility agent under § 3040.82(a) (relating to eligibility agent responsibilities when an eligible caretaker chooses in-home care).

§ 3040.82. Eligibility agent responsibilities when an eligible caretaker chooses in-home care.

(a) The eligibility agent shall provide the caretaker who chooses an in-home child day care arrangement with information regarding the following topics:

- (1) Child immunizations.
(2) Health and safety topics related to the care of children.
(3) Training programs available for the provider.

(4) Reporting wages to the appropriate Federal, State and local authorities, including the Internal Revenue Service and the responsibilities of an employer of an in-home child day care provider.

(b) The eligibility agent shall establish a written agreement detailing the conditions in § 3040.81 (relating to caretaker eligibility requirements for in-home care).

(c) The eligibility agent shall reimburse the eligible caretaker monthly. The reimbursement pay-

ment shall be the cost of care for each child in care minus the assessed weekly family fee.

(d) The eligibility agent shall notify the Department of the name of each in-home child day care provider.

[Pa.B. Doc. No. 96-1163. Filed for public inspection July 19, 1996, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 9, 1996.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-1-96	American Bank of the Lehigh Valley Allentown Lehigh County <i>Correspondent:</i> Paul A. Adams, Esq. Shumaker Williams, P.C. P. O. Box 88 Harrisburg, PA 17108	4029 W. Tilghman St. Allentown Lehigh County	Filed

Foreign Bank Organization Offices

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-3-96	National Bank of Canada 600, rue de la Gauchetiere Quest Montreal, Quebec Canada	Oxford Center 301 Grant Street Suite 3440 Pittsburgh Allegheny County, PA	Approved

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-1-96	Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County	5021 Route 873 Schnecksville Lehigh County	Opened
7-1-96	Hamlin Bank and Trust Company Smethport McKean County	671 E. Main Street Bradford McKean County	Opened
7-3-96	The York Bank and Trust Company York York County	Weis Market 1651 E. Cumberland St. Lebanon Lebanon County	Approved
7-3-96	The York Bank and Trust Company York York County	Weis Market 4300 Linglestown Rd. Harrisburg Dauphin County	Approved
7-3-96	The York Bank and Trust Company York York County	Weis Market 3885 Union Deposit Rd. Harrisburg Dauphin County	Approved
7-3-96	The York Bank and Trust Company York York County	Weis Market 5000 Jonestown Rd. Harrisburg Dauphin County	Approved

NOTICES

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-1-96	Franklin First Savings Bank Wilkes-Barre Luzerne County	<i>To:</i> Pocono Summit Plaza Route 940 Pocono Summit Monroe County <i>From:</i> Route 940 Pocono Summit Monroe County	Effective
7-2-96	First Republic Bank Philadelphia Philadelphia County	<i>To:</i> 1601 Walnut Street Philadelphia Philadelphia County <i>From:</i> 1513 Walnut Street Philadelphia Philadelphia County	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-2-96	Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County	3570 Hamilton Blvd. Dorneyville S. Whitehall Twp. Lehigh County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
7-3-96	FirstService Bank Lansdale Montgomery County	Provide for the restatement of the Articles of Incorporation in their entirety.	Approved and Effective

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 96-1164. Filed for public inspection July 19, 1996, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and applications of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible official considers the public response significant.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceeding should contact the Community Relations Coordinator at (717) 657-4585. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Application for National Pollutant Discharge Elimination System (NPDES) Permit to discharge to State waters.

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4590.

PA 0012998. Industrial waste, SIC: 2821, 2851, 2891 and 2952, **Atlas Minerals and Chemicals, Inc.**, 1227 Valley Road, P. O. Box 38, Mertztown, PA 19539-0038.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Toad Creek, in Longswamp Township, **Berks County**.

The receiving stream is classified for high quality waters and cold water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Allentown Water Supply located on the Little Lehigh. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfalls 001, 301 and 201 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
pH	6.0—9.0 at all times		
TSS	10		25
Total Iron	0.3		0.75
Total Manganese	monitor and report		monitor and report

The proposed effluent limits for Outfall 101 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
pH	6.0—9.0 at all times		
TSS	1.44 lbs	2.13 lbs	

Stormwater Outfalls 001 and 401 will be monitored for:

CBOD
COD
TSS
Total Phosphorus
Total Kjeldahl Nitrogen
Total Iron
Oil and Grease
pH

The EPA waiver is in effect.

PA 0087564. Sewage, SIC: 6514, **Donald and Linda Yingling**, 3574 Taneytown Road, Gettysburg, PA 17325.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to an unnamed tributary of Plum Run, in Cumberland Township, **Adams County**.

The receiving stream is classified for warm water fish, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements, the existing downstream potable water supply intake considered during the evaluation was the City of Frederick located in Maryland. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0019 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	10	20
NH ₃ -N		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	monitor and report	
Dissolved Oxygen	minimum of 5.0 at all times	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	from 6.0—9.0 inclusive	
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	

The EPA waiver is in effect.

The Village Square, R. D. 1, Shermansdale, PA 17090-1997 has applied to renew its current NPDES permit, PA 0084417, to allow the continued discharge of controlled wastewaters into the waters of the Commonwealth. The Department of Environmental Protection (DEP) has made a tentative determination to renew the permit, subject to the current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management, and total residual chlorine control (TRC). Any major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.

Persons wishing to comment on the proposed permit are invited to submit a statement to the Southcentral Regional Office, Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered before taking a final permit action. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Regional Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin*, at which time this determination may be appealed to the Environmental Hearing Board.

The permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file in the Regional Office. The documents may be inspected at, or a copy requested from, the Regional Office listed above.

PA 0008087. Industrial waste, SIC: 2066 and 2064, **Hershey Chocolate North America**, 19 East Chocolate Avenue, Box 819, Hershey, PA 17033-0819.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Spring Creek, in Derry Township, **Dauphin County**.

The receiving stream is classified for warm water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Dauphin Consolidated Water Company on Swatara Creek located in Hummelstown Borough, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 3.61 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

The proposed effluent limits for Outfall 002 for a design flow of 3.46 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

The proposed effluent limits for Outfall 003 for a design flow of 0.50 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		

The proposed effluent limits for Outfall 004 for a design flow of 1.00 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

The proposed effluent limits for Outfall 005 for a design flow of 1.00 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

The proposed effluent limits for Outfall 007 for a design flow of 3.80 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

The proposed effluent limits for Outfall 008 for a design flow of 0.01 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

The proposed effluent limits for Outfall 009 for a design flow of 1.00 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

The proposed effluent limits for Outfall 010 for a design flow of 0.00012 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Fecal Coliforms	monitor and report	XXX	XXX
Total Residual Petroleum Hydrocarbons	XXX	monitor and report	XXX

The proposed effluent limits for Outfall 013 for a design flow of 2.29 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (s. u.)	from 6.0—9.0 inclusive		
Temperature (7)	monitor and report	monitor and report	XXX

Outfalls 006, 014 and 015 are identified as stormwater outfalls.

Part C contains requirements for stormwater outfalls and thermal discharge requirements.

The EPA waiver is not in effect.

PA 0086886. Industrial waste, SIC: 9999, **Lancaster Environmental Foundation** (Cornwall Open Pit Mine), c/o LCSWMA, 1299 Harrisburg Pike, P. O. Box 425, Lancaster, PA 17604-4425.

This application is for reissuance of an NPDES permit for an existing discharge of treated industrial waste to Snitz Creek, in Cornwall Borough, **Lebanon County**.

The receiving stream is classified for trout stocking fish, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Pennsylvania American Water Company located in South Hanover Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 9.7 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)		9.7	
pH	6.0—9.0 standard units at all times		
Temperature (°F)	monitor and report		

Note: The Maximum Daily Flow of 6.5 mgd has been changed to 9.7 mgd.

The EPA waiver is in effect.

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

PA 0001571. Industrial waste, SIC: 4911, **Duquesne Light Company**, 411 Seventh Avenue, Pittsburgh, PA 15230.

This application is for renewal of an NPDES permit to discharge treated process water and untreated cooling water from Elrama Power Station in Union Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters Monongahela River classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply (PWS) considered during the evaluation is West View Municipal Authority, located at 31 miles below the discharge point.

Outfall 101: existing discharge to Outfall 001: 3.75 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids			30	100	
Oil and Grease			15	20	
pH	6.0—9.0				

Outfall 201: existing discharge to Outfall 001: 0.01 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids			30	100	
Oil and Grease			15	20	
pH	6.0—12.4				

Outfall 301: existing discharge to Outfall 001: 0.014 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids			30	100	
Oil and Grease			15	20	
pH	6.0—12.4				

Outfall 401: existing discharge to Outfall 001: 0.005 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids			30	100	
Oil and Grease			15	20	
pH	6.0—9.0				

Outfall 501: existing discharge to Outfall 001: 0.39 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids					50
pH	6.0—9.0				

Outfall 601: existing discharge to Outfall 001: 0.014 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids			30	100	
Oil and Grease			15	20	
pH	6.0—9.0				

Outfall 701: existing discharge to Outfall 001: 0.0036 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids			30	100	
Oil and Grease			15	20	
pH	6.0—12.4				

Outfall 801: existing discharge to Outfall 001:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Oil and Grease			15	20	
pH	6.0—9.0				

Outfall 001: existing discharge to Monongahela River: 338.7 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Total Residual Chlorine (Interim Limit)					0.2
(Final Limit)			0.11		
Temperature °F					monitor/report
Oil and Grease			15		30
pH	6.0—9.0				

The EPA waiver is not in effect.

PA 0036293. Sewage, **Municipal Authority of the Township of Robinson**, P. O. Box 15539, Pittsburgh, PA 15244.

This application is for renewal of an NPDES permit to discharge treated sewage from Campbells Run STP in Robinson Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Campbells Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the West View Municipal Authority.

Outfall 001: existing discharge, design flow of 1.0 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine		.5		1.3
pH	6.0—9.0			

The EPA waiver is not in effect.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335, telephone (814) 332-6942.

PA 0033006. Sewage, **Department of Conservation and Natural Resources**, Bureau of State Parks, Pymatuning State Park, P. O. Box 425, Jamestown, PA 16134-0425.

This application is for a renewal of a Part I NPDES permit to discharge treated sewage to the Pymatuning Reservoir (Shenango River) in West Shenango Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Shenango River and is used by the Greenville Municipal Authority which is 12.33 miles below the discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.088000 mgd are:

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
	CBOD ₅	25
Total Suspended Solids	30	60
Total Phosphorus	1	2
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	0.5	1.2
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0103471. Sewage. **Shenango Township Municipal Authority**, P. O. Box 266, West Middlesex, PA 16159.

This application is for a renewal of a Part I NPDES permit to discharge treated sewage to the Shenango River in Shenango Township, **Mercer County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Western Pennsylvania Water Company intake on the Shenango River located in New Castle, approximately 13.5 miles below point of discharge.

The proposed effluent limits, based on a design flow of 0.45 mgd are:

Outfall No. 001 (after the chlorine contact tank)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	39,600/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.6
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0103728. Industrial waste, SIC: 3070, **Precise Plastics, Incorporated**, 7700 Middle Road, Fairview, PA 16415.

This application is for the issuance of an NPDES permit to discharge untreated industrial waste to Trout Run in Fairview Township, **Erie County**. This is an existing discharge.

The receiving water is classified for cold water and migratory fishery, aquatic life, water supply and recreation. Trout Run is tributary to Lake Erie and does not have any potable water supply (PWS) sources located on the stream. Therefore, for the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply to consider during the evaluation was Lake Erie.

The proposed effluent limits, based on a total waste flow of approximately 0.3 mgd are:

Outfalls 001 and 002

<i>Parameter</i>	<i>Effluent Limits Daily Average</i>
Temperature (°F)	
January 1—31	42
February 1—29	42
March 1—31	46
April 1—15	52
April 16—30	55
May 1—15	57
May 16—30	61
June 1—15	61
June 16—30	66
July 1—31	68
August 1—15	66
August 16—31	65
September 1—15	63
September 16—30	58
October 1—15	53
October 16—31	49
November 1—15	46
November 16—30	42
December 1—31	42
pH	6.0—9.0 standard units at all times

The EPA waiver is in effect.

PA 0038814. Sewage. **Ellport Borough Sewer Authority**, 313 Burns Avenue, Ellwood City, PA 16117.

This application is for a renewal of a Part I NPDES permit to discharge treated sewage to the Connoquenessing Creek in Ellport Borough, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Municipal Authority of the Township of North Sewickley intake on the Beaver River located in North Sewickley Township, Beaver County, approximately 9 miles below point of discharge.

The proposed effluent limits based on a design flow of 0.356 mgd are:

Outfall No. 001 (after the chlorine contact tank)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	22		44
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	21,900/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.6
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0209996. Sewage, **Salvation Army—Camp Allegheny**, 424 Third Avenue, Pittsburgh, PA 15219.

This application is for a renewal of a Part I NPDES permit to discharge treated sewage to Slippery Rock Creek in Wayne Township, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Slippery Rock and is used by the Ellwood City District, Pennsylvania-American Water Company which is 2.87 miles below the discharge at River Mile 0.11.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.060000 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	100,000/100 ml as a geometric average	
Total Residual Chlorine	0.5	
Dissolved Oxygen	at least 3.0 at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of the Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon

which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 30-day comment period, the Water Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealable to the Environmental Hearing Board.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the County Conservation District Office or the Department Regional Office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.

Southwest Regional Office: Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4590.

Allegheny County Conservation District, District Manager, 875 Greentree Rd., Rm. 208 Acacia Bldg., Pittsburgh, PA 15220, telephone (412) 921-1999.

NPDES Permit PAS10A060-3. Stormwater. **Port Authority of Allegheny County**, 2235 Beaver Avenue, Pittsburgh, PA 15233 has applied to discharge stormwater from a construction activity located in the City of Pittsburgh, **Allegheny County**, to Saw Mill Run.

Berks County Conservation District, District Manager, P. O. Box 520 Ag. Ctr., Leesport, PA 19533, telephone (610) 372-4657.

NPDES Permit PAS10C025. Stormwater. **Forino Development Company**, 3000 Penn Avenue, West Lawn, PA 19609 has applied to discharge stormwater from a construction activity located in Sinking Spring Borough and Spring Township, **Berks County**, to Cacoosing Creek.

Chester County Conservation District, District Manager, Gov. Serv. Ctr., Ste. 395, 601 Westtown Rd., West Chester, PA 19382, telephone (610) 696-5126.

NPDES Permit PAS10G214. Stormwater. **Conrad Pyle Company**, 372 Rose Hill Road, West Grove, PA 19390 has applied to discharge stormwater from a construction activity located in Penn Township, **Chester County**, to Big Elk Creek.

NPDES Permit PAS10G215. Stormwater. **Freedom Group at Philadelphia, Inc.**, 217 Reeceville Road, Suite B, Coatesville, PA 19320 has applied to discharge stormwater from a construction activity located in West Brandywine Township, **Chester County**, to the west branch of Brandywine Creek.

NPDES Permit PAS10G216. Stormwater. **Archdiocese of Philadelphia**, 222 North 17th Street, Philadelphia, PA 19103 has applied to discharge stormwater from a construction activity located in the Borough of Downingtown, **Chester County**, to UNT to the east branch of Brandywine Creek.

Dauphin County Conservation District, District Manager, 1451 Peters Mtn. Rd., Dauphin, PA 17110, telephone (717) 921-8100.

NPDES Permit PAS10I026. Stormwater. **HC Partners**, 1770 E. Market Street, York, PA 17402 has applied to discharge stormwater from a construction activity located in Lower Paxton Township, **Dauphin County**, to Beaver Creek.

Delaware County Conservation District, District Manager, 1521 N. Providence Rd., Media, PA 19063, telephone (610) 892-9484.

NPDES Permit PAS10J033. Stormwater. **F P A Corporation**, 3333 Street Road, Suite 101, Bensalem, PA 19020 has applied to discharge stormwater from a construction activity located in Concord Township, **Delaware County**, to the west branch of Chester Creek.

Perry County Conservation District, District Manager, 31 W. Main Street, New Bloomfield, PA 17068, telephone (717) 582-8988.

NPDES Permit PAS105102. Stormwater. **Donald Failor**, R. D. 2, Box 319, Shermansdale, PA has applied to discharge stormwater from a construction activity located in Spring Township, **Perry County**, to Montour Run.

NPDES Permit PAS105103. Stormwater. **William Cramer**, R. D. 3, Box 191, Newport, PA 17074 has applied to discharge stormwater from a construction activity located in Juniata Township, **Perry County**, to Big Buffalo Creek.

NPDES Permit PAS105104. Stormwater. **William Creamer**, R. D. 3, Box 191, Newport, PA 17074 has applied to discharge stormwater from a construction activity located in Juniata Township, **Perry County**, to Big Buffalo Creek.

NPDES Permit PAS105105. Stormwater. **Robert Campbell**, P. O. Box 129, Newport, PA 17074 has applied to discharge stormwater from a construction activity located in Miller Township, **Perry County**, to Bailey Run.

Westmoreland County Conservation District, District Manager, Donohoe Ctr., R. R. 12, Box 202B, Greensburg, PA 15601, telephone (412) 837-5271.

NPDES Permit PAS10X065. Stormwater. **James Tobin**, 1900 Ardmore Boulevard, Pittsburgh, PA 15221 has applied to discharge stormwater from a construction activity located in North Huntingdon Township, **Westmoreland County**, to Brush Creek.

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection.

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department of Environmental Protection at the address indicated above each permit application or plan. Each written protest should contain the name, address and telephone number of the protester, identification of the plan or application to which the protest is addressed and a concise statement or protest in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest or protests. Each protester will be notified in writing of the time and place of any scheduled hearing or conference concerning the plan, action or application to which the protest relates. To insure consideration by the Department prior to final action on permit application and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Industrial waste and sewerage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

A. 3996401. Sewerage. **Schnecksville North Sewer Company**, 4480 Spring Hill Drive, Schnecksville, PA 18078. Application to construct and operate sewerage facilities for the purpose of expanding the Schnecksville North STP, located in North Whitehall Township, **Lehigh County**. Application received in the Regional Office May 30, 1996.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

WQM Permit No. 1096407. Sewage, **Borough of West Sunbury**, Box 202, West Sunbury, PA 16061 is for the construction of a sewage collection system and aerated lagoon treatment system for West Sunbury.

WQM Permit No. 2596407. Sewage, **Borough of Girard**, 34 Main Street, Girard, PA 16417 is to renovate an existing system which includes chlorine contact tank, airlift manhole, additional sludge drying beds and 1,140 linear feet of process piping.

WQM Permit No. 6296405. Sewage, **John P. Vandenberg**, SRSTP, R. D. 1, Box 161A, Grand Valley, PA 16420. This project is for the construction of a single residence sewage treatment plant in Eldred Township, **Warren County**.

Applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

Northcentral Field Operations: Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

A. 1996501. Mifflin Township Water Authority, P. O. Box 487, Mifflinville, PA 18631, Mifflin Township, **Columbia County**. Upgrade existing well, install pump and level measurement, construct chlorination/storage building at well no. 3, install 10" transmission main with valves from well no. 3 to existing water storage tank.

Southwest Regional Office: Regional Manager, Water Supply and Community Health, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

A. 2689504-A2. North Fayette County Municipal Authority, P. O. Box 368, Dunbar, PA 15431. To upgrade Filter No. 3 at the filtration plant located along the Youghiogheny River in Dunbar Township, **Fayette County**.

Southcentral Regional Office: Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4692.

A. 3896501. Public water supply. **Monroe Valley Limited**, Swatara Township, **Lebanon County**, (Rachel A. Wachs, P. O. Box 829, 52 East Main Street, Norristown, PA 19404), the modification and reactivation of well no. 2, iron and manganese removal filters utilizing potassium permanganate as a filter aid, and corrosion control treatment utilizing Aqua-Mag, (Keith R. Showalter, P.E., Great Valley Consultants, 2 Meridian Boulevard, Suite 201, Wyomissing, PA 19610).

A. 0696503. Public water supply. **Hamburg Municipal Authority**, Windsor Township, **Berks County**, (Lynda G. Albright, Authority Secretary, Hamburg Municipal Authority, 61 North Third Street, Hamburg, PA 19526), the construction of a new wellhouse, modification of the existing pump, addition of a shallow tray aerator to remove radon, gas chlorination and pH adjusting chemicals. All other facilities will be kept, (Mark A. Bahnick, P.E., Systems Design Engineering, Inc., 850 Park Road, Wyomissing, PA 19610).

Acknowledgment of Notices of Intent to Remediate

Acknowledgment of Notices of Intent to Remediate submitted to the Department of Environmental Protection under the Land Recycling and Environmental Remediation Standards Act, the act of May 19, 1995 (P. L. 4, No. 2).

Sections 302 and 303 of the Land Recycling and Environmental Remediation Standards Act (the act) re-

quire the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate identifies a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department must provide a brief description of the location of the site, a list of known contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department of Environmental Protection has received the following Notices of Intent to Remediate:

Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

Ingersoll-Rand Company, City of Scranton, **Lackawanna County**. Thomas J. MacFarland, Ingersoll-Rand Company, 605 Davis Street, Scranton, PA has submitted a Notice of Intent to Remediate site soils suspected of being contaminated with petroleum hydrocarbons. The applicant proposes to remediate the site to meet the Background standard.

Proposed Consent Order and Agreement

Dupont/New Castle Junk Site
City of New Castle and Union Township,
Lawrence County

Under section 1113 of the Hazardous Sites Cleanup Act (35 P. S. § 6020.1113) notice is hereby provided that the Department of Environmental Protection (Department) has entered into a Consent Order and Agreement with New Castle Junk Company (Company), and Roland Levine and Miriam Levine (Levines) concerning the Dupont/New Castle Junk Site (site). This site is located in the City of New Castle and Union Township, Lawrence County, PA.

The Department has incurred \$1,100,000 in response costs at the site, and estimates that it will cost between 11 and 14 million dollars to clean up the site in the future. However, based upon the Company's and the Levines' available assets and Roland Levine's uninsured medical expenses, the Department has determined that the Company and the Levines cannot pay for any substantial portion of the response costs at the site. Accordingly, the Department has agreed to enter into a financial

inability to pay settlement with the Company and the Levines whereby the Company and the Levines will, among other things, pay \$216,000 to the Hazardous Sites Cleanup Fund and will place a lien for \$1,100,000 on the Company's property within the site. The specifics of the Department's settlement with the Company and the Levines are set forth in the Consent Order and Agreement.

The Department will receive and consider comments relating to the Consent Order and Agreement for 60 days from the date of this public notice. The Department has the right to withdraw its consent to the Consent Order and Agreement if the comments disclose facts or considerations which indicate that the Consent Order and Agreement is inappropriate, improper, inadequate or not in the public interest. After the public comment period, the Department's settlement with the Company and the Levines shall become final upon the filing of the Department's response to significant written comments to the Consent Order and Agreement.

Copies of the Consent Order and Agreement are available for inspection at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing, to Harold Nye, Project Manager, Department of Environmental Protection, Hazardous Sites Cleanup, 230 Chestnut Street, Meadville, PA 16335-3481. Further information may be obtained by contacting Harold Nye at (814) 332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

Dupont/New Castle Junk Site
City of New Castle and Union Township,
Lawrence County

Under section 1113 of the Pennsylvania Hazardous Sites Cleanup Act (35 P.S. § 6020.1113) notice is hereby provided that the Department of Environmental Protection (Department) has entered into a Consent Order and Agreement with Lawrence County Economic Development Corporation (LCEDC) concerning the Dupont/New Castle Junk Site. This site is located in the City of New Castle and Union Township, Lawrence County, PA.

The Department has incurred \$1,100,000 in response costs at the site, and estimates that it will cost between 11 and 14 million dollars to clean up the site. LCEDC is not a responsible person for these response costs. LCEDC, however, intends to obtain indicia of ownership of the site, or a portion of the site, to redevelop the site for industrial users. Accordingly, the Department has agreed to enter into a settlement with LCEDC concerning LCEDC's possible future ownership and development of the site.

Under the terms of the Consent Order and Agreement, upon obtaining indicia of ownership of the site, or a portion of the site, LCEDC will grant the Department access for the clean-up of the site. In addition, upon obtaining indicia of ownership of the Battery property at the site, LCEDC will maintain the Response actions conducted at the Battery property. The specifics of the Department's settlement with LCEDC are set forth in the Consent Order and Agreement.

The Department will receive and consider comments relating to the Consent Order and Agreement for 60 days from the date of this public notice. The Department has the right to withdraw its consent if the comments disclose facts or considerations which indicate that the Consent Order and Agreement is inappropriate, improper, inadequate or not in the public interest. After the public

comment period, the Department's settlement with LCEDC shall become final upon the filing of the Department's response to significant written comments to the Consent Order and Agreement.

Copies of the Consent Order and Agreement are available for inspection at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing, to Harold Nye, Project Manager, Department of Environmental Protection, Hazardous Sites Cleanup, 230 Chestnut Street, Meadville, PA 16335-3481. Further information may be obtained by contacting Harold Nye at (814) 332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

Applications submitted under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and regulations to operate solid waste processing or disposal area or site.

Northwest Regional Office: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6848.

A. 100585. Waste Management Disposal Services of Pennsylvania, Inc. (Northwest Sanitary Landfill), R. D. 2, Route 308, West Sunbury, PA 16061. Major permit modification to allow the landfill to receive and solidify nonhazardous liquid waste prior to disposal. The landfill is located in Clay Township, **Butler County**. Permit modification application accepted in the Regional Office on June 26, 1996.

Applications under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations to construct, modify or reactivate air contamination sources.

Regional Office: Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.

36-310-038B. Modification of the existing limestone crushing plant by **Martin Limestone, Inc.** (P. O. Box 550, Blue Ball, PA 17506-0550) in Earl Township, **Lancaster County**. The source is subject to 40 CFR 60, Subpart 000, Standards of Performance for New Stationary Sources.

06-1035A. Construction of an air contamination source by the **Glidden Company** (Third and Bern Streets, Reading, PA 19601) in Reading, **Berks County**. The source is subject to 40 CFR 60, Subpart Kb, Standards of Performance for New Stationary Sources.

06-318-064B. Construction of an air contamination source by **Can Corporation of America** (P. O. Box 170, Blandon, PA 19510) in Maiden Creek Township, **Berks County**.

06-319-077A. Construction of an air contamination source by **General Battery Corporation** (P. O. Box 13995, Reading, PA 19612-3995) in Muhlenberg Township, **Berks County**. The source is subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

06-323-019. Installation of an air cleaning device by **Troutman Industries, Inc.** (2201 Portland Avenue, West Lawn, PA 19609) in Spring Township, **Berks County**.

38-309-026E. Modification of an existing operating permit by **North American Refractories Company** (251 East Memorial Avenue, Womelsdorf, PA 19567-9603) in

Millcreek Township, **Lebanon County**. The source is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

67-310-006B. Construction of two crushers and a screen by **York Building Products Company, Inc.** (P. O. Box 1708, York, PA 17405) at their Lincoln Stone Division plant located in Jackson Township, **York County**. The sources are subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

Applications received for Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contaminant sources.

Regional Office: Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

The Department intends to issue an air quality operating permit for the air contaminant sources and associated air cleaning devices described below for the specified companies.

Permit: **23-399-024**
Source: Plastic Media Blast System
Company: **Boeing Helicopters**
Location: Ridley
County: **Delaware**

Permit: **46-399-082 and 46-399-083**
Sources: Belt Filter Presses and Scrubbers
Company: **Upper Merion Munic Utility Authority**
Location: Upper Merion
County: **Montgomery**

Permit: **46-313-116B**
Sources: Synthesized Pharmaceuticals Fine Organic Chemicals Manufacturing
Company: **Lonza, Inc.**
Location: Upper Merion
County: **Montgomery**

Permit: **09-310-055**
Source: Stone Crushing Plant
Company: **Blooming Glen Quarry/Div of Haines & Kibblehouse**
Location: Hilltown
County: **Bucks**

Permit: **15-399-040**
Source: Mineral Spirits Storage Tank
Company: **Safety-Kleen Corp.**
Location: West Goshen
County: **Chester**

Regional Office: Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

42-301-018. The Department intends to issue an Air Quality operating permit to **McKean County Animal Hospital** (258 Seaward Avenue, Bradford, PA 16701) for the operation of an incinerator in Foster Township, **McKean County**.

10-302-038. The Department intends to issue an Air Quality operating permit to **Mine Safety Appliances Company, Callery Chemical Company** (P. O. Box 429, Pittsburgh, PA 15230) for the operation of a boiler in Forward Township, **Butler County**.

43-399-015. The Department intends to issue an Air Quality operating permit to **Stein Steel Mill Service,**

Inc. (15 Roemer Boulevard, Farrell, PA 16121) for the operation of a slag/scrap material processing facility in Farrell, **Mercer County**.

33-329-001. The Department intends to issue an Air Quality operating permit to **CNG Transmission Corporation** (445 West Main Street, Clarksburg, WV 26302) for the operation of two gas fired internal combustion engines to run compressors in Perry Township, **Jefferson County**.

25-303-014. The Department intends to issue an Air Quality operating permit to **Lindy Paving, Inc.** (R. D. 3, Box 2A, Northgate Industrial Park, New Castle, PA 16105) for the operation of an asphalt drum mix plant, on Market Road near the intersection of I-90 and S. R. 98, in Fairview Township, **Erie County**. This source is subject to New Source Performance Standard 40 CFR, Part 60 Subpart I.

43-399-014. The Department intends to issue an Air Quality operating permit to **Werner Company** (93 Werner Rd., Greenville, PA 16125) for the operation of a fiberglass pultrusion operation in Sugar Grove Township, **Mercer County**.

Applications received for Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Regional Office: Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.

06-303-024A. The Department intends to issue an Air Quality operating permit to **Windsor Services, Inc.** (P. O. Box 13787, Reading, PA 19612-3787) for a drum mix asphalt plant controlled by a fabric collector. The source is subject to 40 CFR 60, Subpart I, Standards of Performance for New Stationary Sources.

06-319-012B. The Department intends to issue an Air Quality operating permit to **General Battery Corporation** (P. O. Box 13995, Reading, PA 19612-3995) for three lead oxide mills controlled by three cyclones and two fabric collectors in Laureldale/Muhlenberg Township, **Berks County**. The No. 3 oxide mill is subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

06-319-022A. The Department intends to issue an Air Quality operating permit to **General Battery Corporation** (P. O. Box 13995, Reading, PA 19612-3995) for various lead/acid battery assembly operations controlled by a fabric collector in Laureldale/Muhlenberg Township. The sources are subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

06-319-081B. The Department intends to issue an Air Quality Operating Permit to **General Battery Corporation** (P. O. Box 13995, Reading, PA 19612-3995) for lead/acid battery assembly operations controlled by a fabric collector in Laureldale/Muhlenberg Township. The sources are subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

06-319-099C. The Department intends to issue an Air Quality operating permit to **General Battery Corporation** (P. O. Box 13995, Reading, PA 19612-3995) for a concaster, with the pasting operation and the lead reclaim operation controlled by a type-n rotoclone wet scrubber in Laureldale/Muhlenberg Township. The sources are subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

36-2031. The Department intends to issue a VOC RACT Operating Permit to **Bollman Hat Company** (110 East Main Street, Adamstown, PA 19501) for a dipping and drying operation at their Willow and Main Streets plant in Adamstown Borough, **Lancaster County**.

36-315-017A. The Department intends to issue an Air Quality operating permit to **R. R. Donnelley & Sons Company** (216 Greenfield Road, Lancaster, PA 17601) for a bindery roughing system located at their Lancaster East facility in the City of Lancaster, **Lancaster County**.

36-320-001B. The Department intends to issue an Air Quality operating permit to **R. R. Donnelley & Sons Company** (216 Greenfield Road, Lancaster, PA 17601) for an air stripper located at their Lancaster East facility in the City of Lancaster, **Lancaster County**.

01-318-009C. The Department intends to issue an Air Quality operating permit to **Aristokraft, Inc.** (P. O. Box 5, Keystone Street, Littlestown, PA 17340) for a surface coating operation in Littlestown Borough, **Adams County**.

21-318-017. The Department intends to issue an Air Quality operating permit to **Lane Enterprises Inc.** (1244 Claremont Road, Carlisle, PA 17013) for a zinc rich epoxy booth controlled by dry filters located in Middlesex Township, **Cumberland County**.

Regional Office: Northcentral Regional Office, Bureau of Air Quality, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

18-329-006. The Department intends to issue an operating permit to **Eastern States Exploration Company** (P. O. Box 178, Snow Shoe, PA 16874) for the operation of a 165 horsepower natural gas-fired engine and associated air cleaning device (a catalytic converter) in Grugan Township, **Clinton County**.

53-399-006. The Department intends to issue an operating permit to **St. Marys Carbon Company** (P. O. Box 1, Galeton, PA 16922) for the operation of eight powdered metal parts sintering furnaces in Pike Township, **Potter County**.

18-313-018A. The Department intends to issue an operating permit to **Avery Dennison, Chemical Division** (R. D. 2, Box 70, Mill Hall, PA 17751) for the operation of various pieces of chemical reactor process equipment and associated air cleaning devices (two thermal fume oxidizers) in Bald Eagle Township, **Clinton County**.

Notice of Plan Approval Application Minor Source

The following stationary sources have filed a request for a plan approval with the Department of Environmental Protection (DEP), Bureau of Air Quality. Persons wishing to file protests or comments on the proposed plan approval have 30 days to submit the protest or comments to the Regional Office at the address listed below. Interested persons may also request that a hearing be held concerning the plan approval application by filing a request with the Regional Office stating the reason for the request.

The Department will evaluate and consider all protests and comments received. The Department will, where appropriate, modify the proposed plan approval based on the protests and comments received.

The final plan approval will contain terms and conditions to ensure that the source is constructed and operated in compliance with the Department's regulations contained in 25 Pa. Code Chapters 121 through 143 and

the requirements of the Federal Clean Air Act. A notice of the Department's final decision on the proposed plan approval will be published in the *Pennsylvania Bulletin*. Air contaminants emitted from these sources are less than the amounts that would trigger major new source review requirements. For additional information on the following applications contact Devendra Verma, Engineering Services Chief, (814) 332-6940.

Northwest Regional Office: Bureau of Air Quality Control, 230 Chestnut Street, Meadville, PA 16335.

62-312-035. The Department received a plan approval application for modification of a gas fired hot oil heater to be fueled by refinery fuel gas (13.8 MMBTU) by **United Refinery Company** (P. O. Box 780, Warren, PA 16365) in Warren, **Warren County**.

MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection. A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for such certification.

Written comments or objections, or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed below will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. Such NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the above, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chs. 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor, application number, a brief summary of the issues to be raised by the requestor at the conference and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

District Mining Operations, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Applications Received

56960105. L. K. Mining (R. D. 1, Box 185, Rockwood, PA 15557), commencement, operation and restoration of bituminous strip mine in Milford Township, **Somerset County**, affecting 34.2 acres, receiving stream unnamed tributary to South Glade Creek, application received June 28, 1996.

District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.

65960109. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application received for commencement, operation and reclamation of a bituminous surface mine located in Derry Township, **Westmoreland County**, proposed to affect 64.0 acres. Receiving streams unnamed tributaries to Harbridge Run and McGee Run to Harbridge Run and McGee Run to Conemaugh River. Application received June 26, 1996.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

14880102. Lobb Mining (Box 271, Boalsburg, PA 16827), major permit modification to an existing bituminous surface mine permit to apply sewage sludge to enhance vegetation, Curtin Township, **Centre County**, affecting 31.2 acres, application received June 26, 1996.

14880103. Lobb Mining (Box 271, Boalsburg, PA 16827), major permit modification to an existing bituminous surface mine permit to apply sewage sludge to enhance vegetation, Curtin and Beech Creek Townships, **Centre and Clinton Counties**, affecting 58.6 acres, application received July 1, 1996.

17960113. Sky Haven Coal, Inc. (R. D. 1, Box 180, Penfield, PA 15849), commencement, operation and restoration of a bituminous surface mine-auger permit in Covington and Karthaus Townships, **Clearfield County** affecting 306 acres, receiving streams unnamed streams to Curley's Run, Grimes Run and Potter Run, application received June 28, 1996.

17910109. Sky Haven Coal, Inc. (R. D. 1, Box 180, Penfield, PA 15849), renewal of an existing bituminous surface mine-auger permit in Bell Township, **Clearfield County** affecting 67.2 acres, receiving streams unnamed tributary to Whiskey Run, application received June 5, 1996.

17920122. Sky Haven Coal, Inc. (R. D. 1, Box 180, Penfield, PA 15849), revision to an existing bituminous surface mine permit for a stream crossing on Blain Run, Beccaria Township, **Clearfield County**, application received June 14, 1996.

17960110. E. P. Bender Coal Co., Inc. (P. O. Box 594, Carrolltown, PA 15722), commencement, operation and restoration of a bituminous surface mine permit with

stream encroachment, Bigler Township, **Clearfield County** affecting 67 acres, receiving streams unnamed tributaries to Banian Run and unnamed tributary to Clearfield Creek, application received June 12, 1996.

17960111. E. P. Bender Coal Co., Inc. (P. O. Box 594, Carrolltown, PA 15722), commencement, operation and restoration of a bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 66 acres, receiving streams unnamed tributaries to Cofinan Run, application received June 17, 1996.

17960112. Cougar Contracting, Inc. (P. O. Box 17, Houtzdale, PA 16651), commencement, operation and restoration of a bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 3.1 acres, receiving streams Muddy Run, application received June 18, 1996.

14960101. Chestnut Ridge Coal Company (P. O. Box 47, LeContes Mills, PA 16850), commencement, operation and restoration of a bituminous surface mine permit in Snow Shoe Township, **Centre County** affecting 48.5 acres, receiving streams unnamed tributary to Black Moshannon Creek, unnamed tributaries to North Fork Beech Creek, application received June 19, 1996.

17860146. M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701), transfer of an existing bituminous surface mine permit from The Aracadia Company, Inc., Chest Township, **Clearfield County** affecting 214.8 acres, receiving streams unnamed tributary to Chest Creek, unnamed tributary to North Camp Run and unnamed tributary to Wilson Run to west branch of Susquehanna River, application received June 24, 1996.

17930128. Moravian Run Reclamation Company, Inc. (605 Sheridan Drive, Clearfield, PA 16830), transfer of an existing bituminous surface mine-auger permit from Thomas Coal Co., Inc., Penn Township, **Clearfield County** affecting 106.2 acres, receiving streams unnamed tributary of Bell Run, application received June 26, 1996.

Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.

32961302. Senate Coal Mines, Inc., (P. O. Box 972, Latrobe, PA 15650), to operate the Ondo bituminous deep mine in Brush Valley Township, **Indiana County**, new mine, receiving stream Ferrier Run. Application received July 2, 1996.

56841608. PBS Coals, Inc., (P. O. Box 260, Friedens, PA 15541), to renew the permit for the Cambria Fuel Prep Plant in Stoneycreek Township, **Somerset County**, no additional discharge. Application received June 24, 1996.

32841601. Custom Coals Dilltown, (100 First Avenue, Suite 500, Pittsburgh, PA 15222-1507), to renew the permit for the Dilltown Facility in Brush Valley Township, **Indiana County**, no additional discharge. Application received June 21, 1996.

17841608. Lady Jane Collieries, Inc., (P. O. Box 306, Penfield, PA 15849), to renew the permit for the Lady Jane Collieries, Inc. Prep Plant in Huston Township, **Clearfield County**, no additional discharge. Application received June 12, 1996.

03961301. Rosebud Mining Company, (R. D. 1, Box 379-A, Kittanning, PA 16201), to operate the Tracy Lynne bituminous deep mine in Kiskiminetas Township, **Armstrong County**, new mine, receiving streams unnamed tributary to Roaring Run and Roaring Run. Application received June 5, 1996.

03831305. Keystone Coal Mining Corporation, (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Jane bituminous deep mine in Plumcreek Township, **Armstrong County** for post mining land use change at Jane No. 5 Shaft/Portal area, no additional discharge. Application received June 14, 1996.

32841320. Helvetia Coal Company, (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Lucerne No. 8 bituminous deep mine in Young and Conemaugh Townships, **Indiana County** for reclamation only, no additional discharge. Application received June 27, 1996.

33961302. Doverspike Brothers Coal Company, (R. D. 4, Box 271, Punxsutawney, PA 15767), to operate the Sandy Lands bituminous deep mine in McCalmont Township, **Jefferson County**, new underground deep mine, receiving stream unnamed tributary to Little Sandy Creek. Application received June 14, 1996.

33841305. Kniseley Coal Company, (Box 158, Reynoldsville, PA 15851), to revise the permit for the Kniseley No. 10 bituminous deep mine in McCalmont Township, **Jefferson County** for post mining land use change, no additional discharge. Application received June 3, 1996.

32841302. Greenwich Collieries Division of Pennsylvania Mines Corporation, (P. O. Box 367, Ebensburg, PA 15931), to renew the permit for the Greenwich North No. 1 and South No. 2 bituminous deep mine in Green Township, **Indiana County** for reclamation only, no additional discharge. Application received June 19, 1996.

32851302. Helvetia Coal Company, (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Lucerne No. 6 Extension bituminous deep mine in Blacklick Township, **Indiana County** to add 543 subsidence control plan acres, no additional discharge. Application received May 16, 1996.

63841302. Maple Creek Mining, Inc., (P. O. Box 517, Bentleyville, PA 15314), to revise the permit for the Maple Creek bituminous deep mine in Nottingham Township, **Washington County** to add 4.9 subsidence control plan acres and the Sundust Shaft, no additional discharge. Application received June 13, 1996.

56841602. PBS Coal, Inc., (P. O. Box 260, Friedens, PA 15541), to renew the permit for the Shade Creek Prep Plant in Shade Township, **Somerset County**, no additional discharge. Application received June 17, 1996.

11743703. RNS Services, Inc., (P. O. Box 38, Blossburg, PA 16912), to renew the permit for the No. 25 Refuse site in Barr and West Carroll Townships, **Cambria County**, no additional discharge. Application received May 20, 1996.

30841320. Target Industries, Inc., (P. O. Box 479, Mt. Morris, PA 15439), to renew the permit for the Target No. 1 bituminous deep mine in Dunkard Township, **Greene County**, no additional discharge. Permit issued June 25, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

49851314R2. K & L Coal Co., (R. R. 1, Box 266, Shamokin, PA 17872), renewal of an existing underground mine operation in Zerbe Township, **Northumberland County** affecting 1.5 acres, receiving stream Shamokin Creek. Application received June 20, 1996.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

Large Industrial Mineral Applications Received

14920302. Milestone Materials, Inc. (1900 Sullivan Trail, P. O. Box 231, Easton, PA 18044-0231), revision for a stream relocation on an existing Large Industrial Mineral permit in Marion Township, **Centre County**. It is proposed to relocate two unnamed tributaries by construction of a channel along the north side of the permit and outletting them into a replacement wetland/tributary which eventually enters Lick Run, application received June 19, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Noncoal Applications Received

7775SM4C3. Allentown Cement Company, Inc., (P. O. Box 619, Blandon, PA 19510-0619), correction to an existing quarry operation for boundary revisions in Oley Township, **Berks County**, affecting 22.13 acres, receiving stream Manatawny Creek. Application received July 1, 1996.

50890301C2. Eastern Industries, Inc., (4401 Camp Meeting Road, Center Valley, PA 18034), renewal of NPDES Permit #PA0594431 in Buffalo Township, **Perry County**, receiving stream unnamed tributary to Susquehanna River. Application received June 20, 1996.

6075SM3C. Eastern Industries, Inc., (4401 Camp Meeting Road, Center Valley, PA 18034), renewal of NPDES Permit #PA0069744 in Union Township, **Union County**, receiving stream Winfield Creek. Application received June 20, 1996.

01870301T. Tarmac America, (P. O. Box 160, Annville, PA 17003), transfer of an existing quarry operation from Wimpey Minerals in Oxford, Conewago and Berwick Townships, **Adams County** affecting 1,292.7 acres, receiving stream Beaver Creek, North Stream, South Branch Conewago Creek. Application received June 26, 1996.

38870301T2. Tarmac America, (P. O. Box 160, Annville, PA 17003), transfer of an existing quarry operation from Wimpey Minerals in North and South Annville, Annville and North Londonderry Townships, **Lebanon County** affecting 1,028.9 acres, receiving stream Killinger Creek and Quittapahilla Creek. Application received June 26, 1996.

The following permit applications and requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection.

In addition to permit applications, the Bureau of Dams, Waterways and Wetlands (BDWW) and the Regional Office Soils and Waterways Sections have assumed primary responsibility for processing requests for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), for projects requiring both a Dam Safety and Encroachments Permit, and a United States Army Corps of Engineers (ACOE) permit. Section 401(a) of the Federal Water Pollution Control Act requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1301—1303, 1306 and 1307, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the BDWW permit application. Persons objecting to approval of a request for

certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the Bureau or Field Office indicated as the responsible office.

Applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.

Southeast Regional Office: Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E23-346. Encroachment. **The Williamson Free School of Mechanical Trades**, 106 S. New Middletown Road, Media, PA 19063. To encroach on approximately 500 linear feet of an unnamed tributary to Chrome Run (TSF-MF) associated with the proposed Williamson Free School of Mechanical Trades land development. This project will include the following activities:

1. The restoration and maintenance of a reservoir created by an existing stone dam which will require excavating approximately 160 linear feet of stream channel, and impacting 0.50 acre of wetland.

2. The construction and maintenance of a proposed out-of-scope dam and its outfall structure which will impact approximately 210 linear feet of stream channel, and placement of fill in 0.04 acre of an adjacent wetland. The application includes a request for an environmental assessment approval for this structure.

3. The excavation in approximately 130 linear feet of stream channel and floodway area to provide storage for the aforementioned proposed stormwater detention dam. The project is located approximately 3,300 feet south of the intersection of New Middletown Road (S. R. 352) and U. S. Route 1 (Media, PA Quadrangle N: 5.7 inches; W: 6.3 inches) in Middletown Township, **Delaware County**.

E46-744. Encroachment. **Lower Pottsgrove Township**, 2199 Buchert Road, Pottstown, PA 19464. To reconstruct and maintain an existing ford crossing across Sprogles Run to provide an access to the Township's maintenance vehicles. The site is located approximately 5/8 of a mile north of the intersection of East High Street and Sunnybrook Road, (Sassamansville, PA Quadrangle N: 0.5 inch; W: 15.5 inches) in Lower Pottsgrove Township, **Montgomery County**.

Northcentral Regional Office: Soils and Waterways Section, 208 W. Third St., Suite 101, Williamsport, PA 17701, telephone (717) 327-3574.

E17-305. Water obstruction and encroachment. **Department of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. Remove two corrugated metal pipes and to place and maintain a single cell pre-cast concrete box culvert having a 16 foot clear span, 42 foot length, and a 4 foot rise in Alder Run located approximately 4,000 feet west of SR 0053 on SR 2032 at Seg. 0084, Offset 0000 (Philipsburg, PA Quadrangle N: 17.3 inches; W: 12.6 inches) in Morris Township, **Clearfield County**. The project proposes to impact approximately 60 linear feet of Alder Run which is designated CWF.

E49-199. Water obstruction and encroachment. **Shamokin Township Supervisors**, R. R. 1, Box 936, Paxinos, PA 17860. Remove flood damaged culvert pipes

and to place and maintain three 60 inch diameter 40 foot long smooth steel culvert pipes in Little Shamokin Creek located approximately 600 feet south on T-447 from SR 4026 (Trevorton, PA Quadrangle N: 8.7 inches; W: 7.0 inches) in Shamokin Township, **Northumberland County**. The project proposes to permanently impact approximately 60 linear feet of Little Shamokin Creek which is designated CWF.

E59-324. Water obstruction and encroachment. **Tennessee Gas Pipeline Co.**, 2000 Corp. Dr., Suite 200, Wexford, PA 15090. Rehabilitate, maintain and operate a 24 inch diameter, high-pressure natural gas pipeline, referred to as L300-1 Line across Long Run and associated wetlands located approximately 6 road miles north on SR 0349 from SR 0006 (Sabinville, PA Quadrangle N: 15.4 inches; W: 9.1 inches) in Clymer Township, **Tioga County**. The project proposes to permanently impact approximately 20 linear feet of Long Run which is designated CWF and a public highway.

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.

Southwest Regional Office: Soils and Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

E26-224. Encroachment. **Wayne E. Long**, 480 Coolspring Rd., Uniontown, PA 15401. To place and maintain fill within the floodway of Redstone Creek for the purpose of constructing a commercial building and parking area located approximately 400 feet from the intersection of SR 0051 and Coliver Road on the east side of Coliver Road (Uniontown, PA Quadrangle N: 8.9 inches; W: 14.0 inches) in North Union Township, **Fayette County**.

E65-634. Encroachment. **Kraisinger, Regis J**, 139 Quarry St., Mount Pleasant, PA 15666. To construct and maintain twin cell 60-inch diameter corrugated metal pipes 220 feet long in an unnamed tributary to Jacob's Creek located 1,500 feet west of the intersection of SR 0119 and SR 0031 for the purpose of commercial development (Mt. Pleasant, PA Quadrangle N: 5.5 inches; W: 8.9 inches) in East Huntingdon Township, **Westmoreland County**.

Northeast Regional Office: Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-5485.

E45-300. Encroachment. **Walter Bukowski**, 607 E. 80th Street, Brooklyn, NY 11236. To construct and maintain a private light-duty bridge having a single span of approximately 19 feet and underclearance of approximately 4 feet across Middle Branch Brodhead Creek (HQ-CWF). The project is located 300 feet north of the intersection of S. R. 0447 and Township Road T585 (Buck Hill Falls, PA Quadrangle N: 17.0 inches; W: 2.3 inches) in Barrett Township, **Monroe County** (Philadelphia District, Army Corps of Engineers).

E58-213. Encroachment. **Franklin Township Supervisors**, R. R. 3, Box 93E, Montrose, PA 18801. To construct and maintain a low-flow road crossing in Fall Brook Creek (CWF) consisting of a 20.0-foot × 3.0-foot concrete box culvert. The project is located along Township Road T677, approximately 0.3 mile east of its intersection with T601 (Franklin Forks, PA Quadrangle

N: 5.8 inches; W: 16.1 inches) in Franklin Township, **Susquehanna County** (Baltimore District, Army Corps of Engineers).

Northwest Regional Office: Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

E10-241. Encroachment. Butler County Conservation District, 122 McCune Drive, Butler, PA 16001. To relocate approximately 140 linear feet of Silver Creek (HQ-CWF, trout stocked) and 45 linear feet of an associated tributary as part of a stream protection project to alleviate deposition of pollutional materials from an adjacent clay pigeon trap range. The project is located on the North Butler Hunting and Fishing Club property in Walley Mill approximately 300 feet east of the intersection of S. R. 1004 and Christy Hill Road (Hilliards, PA Quadrangle N: 7.9 inches; W: 3.7 inches) located in Parker Township, **Butler County**.

E20-434. Encroachment. Department of Transportation, District 1-0, 1140 Liberty Street, Franklin, PA 16323. To remove existing concrete slab bridge and to install and maintain a 16-foot wide by 5.3-foot high reinforced concrete box culvert bridge across the East Branch Sugar Creek (CWF, trout stocked, wild trout). This project will include a de minimus impact to wetland associated with placement of box culvert, wing walls, structure backfill, and rock scour protection. The project is located on S. R. 2019 across East Branch Sugar Creek approximately 1,600 feet south of the intersection of S. R. 0428 and S. R. 2019 in the village of Troy Center (Centerville, PA Quadrangle N: 2.5 inches; W: 10.3 inches) located in Troy Township, **Crawford County**.

Requests for Certification under Section 401 of the Federal Water Pollution Control Act

The following requests have been made to the Department of Environmental Protection for certification under section 401(a) of the 1972 amendments to the Federal Water Pollution Control Act, 33 U.S.C.A § 1341(a), that there is reasonable assurance that the construction herein described will not violate applicable Federal and State water quality standards.

Prior to final approval of the proposed certification, consideration will be given to any comments, suggestions or objections which are submitted in writing within 30 days of the date of this notice. Comments should be submitted to the Department of Environmental Protection at the address indicated above each of the following requests for certification. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions in sufficient detail to inform the Department of the exact basis of the proposal and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given comments if deemed necessary to resolve conflicts. Each individual will be notified in writing of the time and place of any scheduled hearing or conference concerning the certification request to which the protest relates. Maps, drawings and other data pertinent to the certification request are available for inspection and review at the address indicated above each request for certification between the hours of 8 a.m. and 4 p.m. on each working day.

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.

Certification Request Initiated By: Montgomery County Department of Parks, Montgomery County Courthouse, Norristown, PA 19404.

Project Description/Location: Project involves the hydraulic dredging of approximately 70,860 cubic yards of unconsolidated sediment from Deep Creek Lake, located in Upper Frederick Township, Montgomery County. The slurry is to be pumped to one of two dewatering basins located on park property adjacent to the lake and the return water will be discharged directly to the lake. Upon completion of the dredging and dewatering operations, the disposal areas will be restored.

Applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6899.

WA 10-904A. Subsidiary water allocation. Butler Township Area Water and Sewer Authority, 125 Pittsburgh Road, Butler, PA 16001-3294. This proposal involves the continued right to purchase water from Pennsylvania-American Water Company, in the projected amount of 962,038 gpd. Applicant is a Municipal Authority whose principal function is to operate and maintain a water distribution system to customers in Butler Township, **Butler County**.

Type of Facility: Municipal Authority

Consulting Engineer: Leo K. O'Neil, P.E., Consultant, R. B. Shannon & Associates, Inc., 315 Liberty Street, Butler, PA 16001.

Southwest Regional Office: Regional Manager, Water Supply and Community Health, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

WA3-697C. Water allocation. Municipal Authority of Buffalo Township, Armstrong County. The Municipal Authority of Buffalo Township, Armstrong County, has submitted an application requesting permission to acquire rights for the acquisition of water from Allegheny River. The applicant is requesting permission to withdraw 1,250,000 million gallons per day of water as a daily peak, from the Allegheny River.

ACTIONS

The Department of Environmental Protection has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of

the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Permits Issued

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

NPDES Permit No. PA-0026361. Sewerage. **Lower Lackawanna Valley Sewer Authority**, Coxton Road, P. O. Box 67, Duryea, PA 18642-9990 is authorized to discharge from a facility located in Duryea Borough, **Luzerne County** to the Lackawanna River.

NPDES Permit No. PA-0063428-A1. Sewerage. **Blue Mountain Ski Area**, P. O. Box 216, Palmerton, PA 18071 is authorized to discharge from a facility located in Lower Towamensing Township, **Carbon County** to Buckwha Creek.

NPDES Permit No. PA-0012823. Industrial waste. **Pennsylvania Power and Light Co.**, (Martin's Creek Unit), Two North Ninth Street, Allentown, PA 18101 is authorized to discharge from a facility located in Lower Mt. Bethel Township, **Northampton County**, to the Delaware River.

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4590.

NPDES Permit No. PA0084212. Sewerage. **Leacock Township Sewer Authority**, P. O. Box 558, Intercourse, PA 17534 is authorized to discharge from a facility located in Leacock Township, **Lancaster County** to the receiving waters named Muddy Run.

NPDES Permit No. PA0025399. Sewerage. **Christiana Borough**, 14 Maple Avenue, Christiana, PA 17509 is authorized to discharge from a facility located in West Sadsbury Township, **Chester County** to the receiving waters named Buck Run.

NPDES Permit No. PA0028592. Sewerage. **Borough of Bonneauville**, 46 East Hanover Street, Gettysburg, PA 17325 is authorized to discharge from a facility located in Bonneauville Borough, **Adams County** to the receiving waters named Chicken Run.

NPDES Permit No. PA0023183. Sewerage. **Borough of Mt. Holly Springs**, 200 Harman Street, Mt. Holly Springs, PA 17065 is authorized to discharge from a facility located in Mt. Holly Springs, **Cumberland County** to the receiving waters named Mountain Creek.

NPDES Permit No. PA0081264. Sewerage. **Mountainview Thoroughbred Racing Association, Inc.**, P. O. Box 32, Grantville, PA 17028 is authorized to discharge from a facility located in East Hanover Township, **Dauphin County** to the receiving waters of an unnamed tributary of Swatara Creek.

NPDES Permit No. PA0081884. Sewerage. **Mr. and Mrs. Robert C. Spangler**, 1430 Shriver's Corner Road, Gettysburg, PA 17325 is authorized to discharge from a facility located in Straban Township, **Adams County** to the receiving waters of an unnamed tributary of Beaverdam Creek.

NPDES Permit No. PA0085430. Sewerage. **Robin Hill Campground**, 149 Robin Hill Road, Lenhartsville, PA 19534 is authorized to discharge from a facility located in Greenwich Township, **Berks County** to the receiving waters of an unnamed tributary to the Maiden Creek.

NPDES Permit No. PA0086894. Sewerage. **Country View Mobile Home Park**, R. D. 2, Box 498, East Berlin, PA 17316 is authorized to discharge from a facility located in Washington Township, **York County** to the receiving waters of an unnamed tributary of Red Run.

NPDES Permit No. PA0086151. Sewerage. **Harmony Estates Mobile Home Park**, 110 Inverness Drive, Blue Bell, PA 19422 is authorized to discharge from a facility located in North Middleton Township, **Cumberland County** to the receiving waters of an unnamed tributary to Conodoguinet Creek.

NPDES Permit No. PA0026808. Sewerage. **Springettsbury Township**, 3501 North Sherman Street, York, PA 17402 is authorized to discharge from a facility located in Springettsbury Township, **York County** to the receiving waters named Codorus Creek.

NPDES Permit No. PA0086312. Sewerage. **James Dorwart**, 1375 Old Quaker Road, Etters, PA 17319 is authorized to discharge from a facility located in Fairview Township, **York County** to the receiving waters to an unnamed tributary to Bennett Run.

NPDES Permit No. PA0081779. Sewerage. **Central Dauphin School District**, 600 Rutherford Road, Harrisburg, PA 17109 is authorized to discharge from a facility located in West Hanover Township, **Dauphin County** to the receiving waters named Fishing Creek.

NPDES Permit No. PA0007773. Sewerage/Industrial waste. **Electro-Platers of York, Inc.**, 209 East Willow Street, Wrightsville, PA 17368 is authorized to discharge from a facility located in Wrightsville Borough, **York County** to the receiving waters named Susquehanna River.

NPDES Permit No. PA0026263. Sewerage/Industrial waste. **York City Sewer Authority**, 17 East Market Street, York, PA 17401 is authorized to discharge from a facility located in Manchester Township, **York County** to the receiving waters named Codorus Creek.

NPDES Permit No. PA0087220. Industrial waste. **Sylvan Technologies, Inc.**, Denver Road, P. O. Box 308, Denver, PA 17517 is authorized to discharge from a facility located in East Cocalico Township, **Lancaster County** to the receiving waters named Stony Run.

NPDES Permit No. PA0013129. Industrial waste. **V P Manufacturing Operations**, Carpenter Technology Corporation, P. O. Box 14662, Reading, PA 19612-4662 is authorized to discharge from a facility located in Reading City, **Berks County** to the receiving waters named Schuylkill River, unnamed tributary to Schuylkill River and Bernharts Creek.

NPDES Permit No. PA0087149. Industrial waste. **State Fire Commissioner**, P. O. Box 3321, Harrisburg, PA 17105 is authorized to discharge from a facility located in Lewistown Borough, **Mifflin County** to the receiving waters named Juniata River.

NPDES Permit No. PA0008486. Industrial waste. **Ahlstrom Filtration, Inc.**, P. O. Box A, Mt. Holly Springs, PA 17065 is authorized to discharge from a facility located in Mt. Holly Springs Borough, **Cumberland County** to the receiving waters named Mountain Creek.

NPDES Permit No. PA0008281. Industrial waste. **Pennsylvania Power and Light Company**, Two North Ninth Street, Allentown, PA 18101 is authorized to discharge from a facility located in East Manchester Township, **York County** to the receiving waters named Susquehanna River and Black Gut Run.

NPDES Permit No. PA0081248. Sewerage. Amendment No. 1. **Pennsylvania Power and Light Company**, Two North Ninth Street, Allentown, PA 18101-1179 is authorized to discharge from a facility located in Lower Chanceford Township, **York County** to the receiving waters named Susquehanna River.

NPDES Permit No. PA0027014. Sewerage. Amendment No. 1. **Altoona City Authority**, 20 Greenwood Road, Altoona, PA 16602 is authorized to discharge from a facility located in Logan Township, **Blair County** to the receiving water named Little Juniata River.

NPDES Permit No. PA0013862. Industrial waste. Amendment No. 1. **Wyeth/Ayerst Labs, Inc.**, P. O. Box 304, Marietta, PA 17547 is authorized to discharge from a facility located in East Donegal Township, **Lancaster County** to the receiving waters of an unnamed tributary of the Susquehanna River.

NPDES Permit No. PA0084468. Industrial waste. Amendment No. 1. **Durabond Protective Coating, Inc.**, P. O. Box 38, Steelton, PA 17034 is authorized to discharge from a facility located in Steelton Borough, **Dauphin County** to the receiving waters named Laurel Run (via ditch).

NPDES Permit No. PA0014605. Industrial waste. Amendment No. 1. **United Water Pennsylvania**, 4211 E. Park Circle, P. O. Box 4151, Harrisburg, PA 17111-0151 is authorized to discharge from a facility located in Fairview Township, **York County** to the receiving waters named Yellow Breeches Creek.

NPDES Permit No. PAG043536. Sewerage. **Dennis E. Morrison**, R. R. 1, Box 206, Hopewell, PA 16650 is authorized to discharge treated effluent to Yellow Creek in Hopewell Township, **Bedford County**.

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

NPDES Permit No. PA0003921. Industrial waste. **Sun Company, Inc.**, Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103 is authorized to discharge from a facility located at Blawnox Marketing Terminal, O'Hara Township, **Allegheny County** to Allegheny River.

NPDES Permit No. PA0020788. Sewerage, **Borough of Derry**, 114 East Second Avenue, Derry, PA 15627 is authorized to discharge from a facility located at Derry Borough STP, Derry Borough, **Westmoreland County** to McGee Run.

NPDES Permit No. PA0036005. Sewerage, **Alfery's Sausage Company, Inc.**, R. D. 6, Box 2060, Mount Pleasant, PA 15666 is authorized to discharge from a facility located at Alfery Overbrook Brand Meat Plant, East Huntingdon Township, **Westmoreland County** to tributary of Sherrick Run.

NPDES Permit No. PA0096334. Sewerage, **Clelian Heights School for Exceptional Children**, R. D. 9, Box 607, Greensburg, PA 15601-9232 is authorized to discharge from a facility located at Clelian Heights School for Exceptional Children STP, Hempfield Township, **Westmoreland County** to unnamed tributary Beaver Run.

NPDES Permit No. PA0098752. Sewerage, **G. Scott Simons**, 1645 Pleasant Hill Road, Baden, PA 15005 is authorized to discharge from a facility located at Simons Single Residence Sewage Treatment Plant, Marshall Township, **Allegheny County** to tributary of Big Sewickley Creek.

Notices of Intent for Coverage Under NPDES General Permits and Department Final Actions

The Department of Environmental Protection has received Notices of Intent (NOI) for approval of coverage under General NPDES Permits and has taken the following final actions by approving the requested general permit coverages.

These actions of the Department may be appealed to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under The Environmental Hearing Board Act (35 P. S. § 7514); 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Environmental Hearing Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

Adams County Conservation District: District Manager, 57 N. Fifth Street, Gettysburg, PA 17325, telephone (717) 334-0636.

Allegheny County Conservation District: District Manager, 875 Greentree Rd., Rm. 208 Acacia Bldg., Pittsburgh, PA 15220, telephone (412) 921-1999.

Berks County Conservation District: District Manager, P. O. Box 520, Ag. Ctr., Leesport, PA 19533, telephone (610) 372-4657.

Chester County Conservation District: District Manager, Gov. Serv. Ctr., Ste. 395, 601 Westtown Rd., West Chester, PA 19382, telephone (610) 696-5126.

Erie County Conservation District: District Manager, 12723 Rte. 19, P. O. Box 801, Waterford, PA 16441, telephone (814) 796-4203.

Lancaster County Conservation District: District Manager, 1383 Arcadia Rd., Rm. 6 Farm and Home Ctr., Lancaster, PA 17601, telephone (717) 299-5361.

Montgomery County Conservation District: District Manager, 1015 Bridge Rd., Ste. B, Collegeville, PA 19426, telephone (610) 489-4506.

The following parties have submitted Notices of Intent for coverage under NPDES General Permit PAG-2, General Permit for Discharges of Stormwater From Construction Activities. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection will authorize, subject to the terms and conditions contained in the general permit, the discharge of stormwater from eligible new and existing discharges.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above.

<i>NPDES Permit No.</i>	<i>Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR100029	Gettysburg Shopping Center Associates 3150 N. Republic Blvd. Toledo, OH 43615	Adams Co. Straban Twp.	UNT to Rock Crk.
PAR10A181	Lincoln Property Co. 35 Highland Rd. Ste. 1104 Bethel Park, PA 15102	Allegheny Co. City of Pittsburgh	Allegheny River
PAR10C153	Wingco Develop. Corp. R. D. 2, Box 2000 Reading, PA 19605	Berks Co. Ontelaunee and Muhlenberg Twps.	UNT to Schuylkill River
PAR10C151	Reading Mun. Airport Authority R. D. 9, Box 9416 Reading, PA	Berks Co. Bern Twp.	Schuylkill River
PAR10C159	Penta Devel. Group LTD 506 Morgantown Rd. Reading, PA 19611	Berks Co. Exeter Twp.	Antietam Crk.
PAR10G185	Stephen Cushman and Donald Marshman P. O. Box 294 Thorndale, PA 19372	Chester Co. W. Caln Twp.	Octoraro Crk.
PAR10K064	Stephen Mioduszewski 1201 Ponderosa Dr. Erie, PA 16509	Erie Co. Summit Twp.	Walnut Crk.
PAR10K067	John Cowser 1208 Rankine Ave. Erie, PA	Erie Co. Greenfield Twp.	UNT to W. Br. French Crk.
PAR10-O-177	Bruce Shopf 23 Runway Ave. New Holland, PA	Lancaster Co. Earl Twp.	UNT to Mill Crk.
PAR10-O-195	JMS Builders 441 Weaver Rd. Strasburg, PA 17579	Lancaster Co. W. Lampeter Twp.	UNT to Mill Crk.
PAR10-O-202	James Clark P. O. Box 497 Intercourse, PA 17534	Lancaster Co.	UNT to Swarr Run
PAR10-O-210	Elizabethtown Area School District 600 E. High St. Elizabethtown, PA	Lancaster Co. Elizabethtown Boro	UNT to Conoy Crk.
PAR110-O-214	C & D Powercom 82 E. Main St. Leola, PA	Lancaster Co. U. Leacock Twp.	UNT to Mill Crk.
PAR10-O-217	Horst and Sons Inc. 160 Northpoint Blvd. Lancaster, PA 17603	Lancaster Co. Manheim Twp.	Conestoga River
PAR10-O-215	Crown Properties 1911 Fruitville Pke. Lancaster, PA	Lancaster Co. Manor Twp.	Ltl. Conestoga Crk.
PAR10T269	Horsham Twp. Sewer Auth. 1025 Horsham Rd. Horsham, PA 19044	Montgomery Co. Horsham Twp.	Park Crk.
PAR10T274	Guidi Homes Inc. 1301 Bethlehem Pke. Ambler, PA 19002	Montgomery Co. L. Gwynedd Twp.	Willow Run
PAR10T215	Michael Clement Office Court at Walton Point Blue Bell, PA	Montgomery Co. Worcester Twp.	Zacharias Crk.
PAR10T209	Audubon Land Develop. 2620 Egypt Corp. Rd. Audubon, PA 19403	Montgomery Co. L. Providence Twp.	Yerkes Crk.

<i>NPDES Permit No.</i>	<i>Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10T273	Dept. of Transportation 200 Radnor-Chester Rd. St. Davids, PA 19087	Montgomery Co. Schwenksville Twp.	Perkiomen Crk.

NPDES General Permit Final Actions

The Department of Environmental Protection has taken the following final actions on previously received Notices of Intent for approval of coverage under General NPDES Permits.

**List of NPDES General Permits Issued by DEP's
Water Management Deputate**

<i>General Permit No.</i>	<i>Short Title of General Permit</i>	<i>Responsible Bureau</i>
PAG-2	Stormwater—Construction Activities	BLWC
PAG-3	Stormwater—Industrial Activities	BWQM
PAG-4	Single Residence Sewage Treatment Plant	BWQM
PAG-6	Combined Sewer Overflows	BWQM

NOI Received and Final Actions Under NPDES General Permits

Coverage under the General Permits issued under the National Pollutant Discharge Elimination System (NPDES) Permit Program to discharge wastewater to the waters of the Commonwealth.

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

<i>NPDES No.</i>	<i>Applicable GP No.</i>	<i>Facility Name and Address</i>	<i>Facility Location</i>	<i>Stream Name</i>	<i>SIC</i>
PAG066101	6	Pitcairn Borough 582 Sixth Street Pitcairn, PA 15140	Allegheny Pitcairn Boro.	Turtle Creek	4952
PAG066102	6	Braddock Borough 415 Sixth Street Braddock, PA 15104	Allegheny Braddock Boro.	Monongahela River	4952
PAG066103	6	Homestead Borough 1705 Maple Street Suite 112 Homestead, PA 15120	Allegheny Homestead Boro	Monongahela River	4952
PAG066104	6	Wilmerding Borough 408 Westinghouse Ave. Wilmerding, PA 15148	Allegheny Wilmerding Boro.	Turtle Creek	4952
PAG066105	6	Rankin Borough 320 Hawkins Ave. Rankin, PA 15104	Allegheny Rankin Boro.	Monongahela River	4952
PAG066106	6	Girty's Run Joint Sewer Authority 1097 North Ave., Room 110 Pittsburgh, PA 15209	Allegheny Millvale Boro.	Girtys Run	4952
PAG066107	6	Stowe Township 1301 Island Ave. McKees Rocks, PA 15136	Allegheny Stowe Twp.	Ohio River	4952
PAG066108	6	Wilkins Township 110 Peffer Road Turtle Creek, PA 15145	Allegheny Wilkins Twp.	Thompson Run	4952
PAG066109	6	McDonald Sewage Auth. P. O. Box 217 McDonald, PA 15057	Washington McDonald Boro.	Robinson Run and Robbs Run	4952
PAG066110	6	Crafton Borough Crafton Municipal Bldg. 100 Stotz Avenue Pittsburgh, PA 15205	Allegheny Crafton Boro.	Chartiers Crk.	4952
PAG066111	6	Emsworth Borough 171 Center Ave. Pittsburgh, PA 15202	Allegheny Emsworth Boro.	Ohio River	4952

<i>NPDES No.</i>	<i>Applicable GP No.</i>	<i>Facility Name and Address</i>	<i>Facility Location</i>	<i>Stream Name</i>	<i>SIC</i>
PAG066112	6	McKees Rocks Borough 340 Bell Avenue McKees Rocks, PA 15136	Allegheny McKees Rocks Boro.	Ohio River and Chartiers Creek	4952
PAG066113	6	Aspinwall Borough 217 Commercial Ave. Aspinwall, PA 15215	Allegheny Aspinwall Boro.	Allegheny River	4952
PAG066114	6	North Braddock Boro. 600 Anderson St. North Braddock, PA 15104	Allegheny N. Braddock Boro.	Turtle Creek	4952
PAG066115	6	Ferndale Borough 109 Station St. Johnstown, PA 15905	Cambria Ferndale Boro.	Stony Creek River	4952
PAG066116	6	The Mun. Auth. of the Boro of West View WW Dept. 220 Perry Highway Pittsburgh, PA 15229	Allegheny West View Boro.	Girtys Run and UNTs of Girty's Run	4952

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

<i>NPDES No.</i>	<i>Applicable GP No.</i>	<i>Facility Name and Address</i>	<i>Facility Location</i>	<i>Stream Name</i>	<i>SIC</i>
PAG048374	PAG-4	Sherry A. and Donald F. Trapp, Jr. 9161 Kul Rd. Erie, PA 16510	Erie Greene Twp.	Unnamed tributary to Four Mile Creek	
PAR218310	PAG-3	Owens-Brockway Glass Container Inc. Clarion #17 151 Grand Ave. Clarion, PA 16214	Clarion Clarion City	Trout Run	3221

The following NPDES Individual Permits for Discharges of Stormwater from Construction Activities have been issued.

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-D046	Toll Bros, Inc. 3103 Philmont Ave. Huntingdon Valley, PA 19006	Upper Makefield Township Bucks County	Unnamed Tributary to Jerico Creek
PAS10-G206	T.A.G. Builders P. O. Box 973 Paoli, PA 19301	Upper Uwchlan Twp. Chester County	Black Horse Creek

The following approvals for coverage under NPDES Individual Permit for Discharges of Stormwater from Construction Activities have been issued.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10E052	Chicora Borough Sewer Auth. 112 North Main Street P. O. Box 35 Chicora, PA 16025-0035	Donegal Twp. Butler Co.	Buffalo Creek

Industrial waste and sewerage actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Permits Issued

Northeast Regional Office: Water Management Program

Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

Permit No. 4096401. Sewerage. **James Bonham (Bonham's Nursing Center)**, R. R. 1, Box 64, Stillwater, PA 17878. Permit to construct and operate a sewage

treatment plant, located in Huntington Township, **Luzerne County**.

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4590.

Permit No. 0196402. Sewerage. **Abbottstown/Paradise Joint Sewer Authority**, P. O. Box 401, Abbottstown, PA 17301. Construction of a sewage pumping station to serve the Abbotts Manor development in Abbottstown Borough, **Adams County**.

Permit No. 0696404. Sewerage. **Amity Township**, 2004 Weavertown Road, Douglassville, PA 19518. Construction of sewer system to serve residential and commercial lots contributing to the Amity Township Wastewater Treatment Plant.

Permit No. 2196401. Sewerage. **Harmony Estates Mobile Home Park**, 110 Inverness Drive, Blue Bell, PA 19422. Construction of collection system and treatment plant for mobile home park in North Middleton Township, **Cumberland County**.

Permit No. 3696405. Sewerage. **Terre Hill Borough**, P. O. Box 250, Terre Hill, PA 17581. Modification to the operation of pump station in Terre Hill Borough, **Lancaster County**.

Permit No. 0693407. Sewerage. Amendment No. 1. **Robin Hill Campground**, 149 Robin Hill Road, Lenhartsville, PA 19534. Construction of sewage treatment facilities.

Permit No. 0676206. Industrial waste. Amendment No. 96-1. **Metropolitan Edison Company**, P. O. Box 16001, Reading, PA 19640. Construction of impoundment and liner system in Cumru Township, **Berks County**.

Permit No. 0193201. Industrial waste. Amendment No. 96-1. **Knouse Foods Cooperative**, Technical Center, P. O. Box 709, Biglerville, PA 17307. Construction of industrial waste treatment facilities in Menallen and Tyrone Townships, **Adams County**.

Permit No. 3890401. Sewerage. Amendment No. 96-1. **South Londonderry Township Municipal Authority**, P. O. Box 3, Centre and Market Streets, Campbelltown, PA 17010. Modification of sewage treatment facilities in South Londonderry Township, **Lebanon County**.

Permit No. 0184407. Sewerage. Amendment No. 96-1. **Mr. and Mrs. Robert C. Spangler**, 1430 Shrivvers Corner Road, Gettysburg, PA 17325. Modification to the construction of sewage treatment facilities in Straban Township, **Adams County**.

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

Permit No. 6596403. Sewerage, **North Huntingdon Township Municipal Authority**, 11265 Center Highway, North Huntingdon, PA 15642. Construction of pump station and sewer extension located in the Township of North Huntingdon, **Westmoreland County** to serve the Falcon Ridge Plan.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

WQM Permit No. 4396404. Sewerage. **Lakeview Area Industrial Park**, Jackson Commerce Park, 147 North Diamond Street, Mercer, PA 16137. This project is for

plans to connect the Jackson Commerce Park to the Jackson Center sanitary sewer system in Jackson Township, **Mercer County**.

Plan revision approval granted June 12, 1996 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

Regional Office: Water Management Program Manager, Southcentral Region, One Ararat Boulevard, Harrisburg, PA 17110.

Location: Audrey Lane and Jenna Drive between Audrey Lane and Hoffmansville Road intersection, and intersection of Jenna Drive and Gehringer Road, Washington Township, **Berks County**.

Project Description: Approval of a revision to the Official Sewage Plan of Washington Township, Berks County. Project involves sewer collection line extension to serve Audrey Lane and Jenna Drive between Audrey Lane and Hoffmansville Road intersection, and the intersection of Jenna Drive and Gehringer Road. The collection line extension will serve 24 existing homes via grinder pumps. Sewage collection lines will be owned by the Washington Township Authority and sewage will be treated at the Washington Township Municipal Authority sewage treatment plant at Niantic Road. The project name is Audrey Lane and Jenna Drive and the DEP Code Number is M3-06971-082-3.

Plan revision approval granted June 5, 1996 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

Regional Office: Water Management Program Manager, Southcentral Region, One Ararat Boulevard, Harrisburg, PA 17110.

Location: On the south side of Long Lane (SR 1023), 1.7 miles east of Lobachsville Road (SR 1026) in Pike Township, **Berks County**.

Project Description: Approval of a revision to the Official Sewage Plan of Pike Township, Berks County. Project involves the proposed use of a small flow treatment facility utilizing anaerobic septic systems, a sand filter, chlorination, and two constructed wetland cells with discharge to a natural wetland site. The system would correct an ongoing malfunction involving a grey water discharge to Pike Creek. Estimated sewage flows will be 500 gallons per day. The project name is "Pine Creek II—Lot 2" or "Grumblatt/Morche" and the DEP Code Number is M3-06952-045-3s.

Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

Southwest Regional Office: Regional Manager, Water Supply and Community Health, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

Permit No. 1189504. Public water supply. **Patton Borough**, P. O. Box 175, Patton, PA 16668.

Type of Facility: Balancing reservoir, two new pumps in water plant.

Permit to Operate Issued: June 27, 1996.

Permit No. 1189504. Public water supply. **Patton Borough**, P. O. Box 175, Patton, PA 16668.

Type of Facility: Potassium permanganate, polyaluminum chloride and caustic soda feeders.

Permit to Operate Issued: June 27, 1996.

Permit No. 0385503-A1. Public water supply. **Cowanshannock Township Municipal Authority**, P. O. Box 127, NuMine, PA 16244.

Type of Facility: Greensand system.

Permit to Operate Issued: June 27, 1996.

Northeast Regional Office: Sanitarian Regional Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

Permit No. 3994505. Public water supply. **KidsPeace, c/o Boris Mandich**, KidsPeace Engineering, 5300 KidsPeace Drive, Orefield, PA 18069-9101. This proposal involves the construction of an interconnection with Lehigh County Authority and reclassification of the KidsPeace Non-transient, Non-Community PWS Permit to a Community System Permit. It is located in North Whitehall Township, **Lehigh County**. Permit to Operate issued: June 12, 1996.

Permit No. 5296502. Public water supply. **Wheatfield Village, Northern Equity Investors Group, Inc., c/o Walter Shannon**, Secretary, Northern Equity Investors Group, Inc., P. O. Box 820, Milford, PA 18337. This proposal involves permitting of an existing system which includes a supply well, a 2,000 gallon hydropneumatic tank and a PVC distribution system with proposed facilities for raw water disinfection. It is located in Milford Township, **Pike County**. Permit to Operate issued: June 10, 1996.

Permit No. 5496501. Public water supply. **Borough of Pine Grove, c/o Harold Zimmerman**, President, Pine Grove Borough Council, 1 Snyder Avenue, Pine Grove, PA 17963. This proposal involves construction of a 100 GPM water booster pumping station, 1,000 gallon hydropneumatic water tank and approximately 3,800 feet of 4" ductile iron water main servicing the PENNDOT South Bound Safety/Rest Area. It is located in Pine Grove, **Schuylkill County**. Permit to Operate issued: June 12, 1996.

Permit No. 6496501. Public water supply. **Paradise Point, c/o Carl Paulnack**, P. O. Box 361, Lakeville, PA 18438. This proposal involves the permitting of two existing wells serving the Paradise Point Community at Lake Wallenpaupack. Disinfection is to be provided. It is located in Paupack Township, **Wayne County**. Permit to Operate issued: June 12, 1996.

Regional Office: Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4692.

Permit No. 3496501. Public water supply. **Brookline Retirement Village**, Fermaugh Township, **Juniata County** (Ray Calhoun, R. R. 1, Box 463, Mifflintown, PA 17059), existing water system consisting of well no. 1, softener, hypochlorination, two pressure tanks, and distribution lines. Three detention tanks are proposed.

Permit No. 3496502. Public water supply. **Juniata Haven Mobile Home Park**, Milford Township, **Juniata County**, (Mrs. Corby Horning, Owner, HC63, Box 48A, Mifflintown, PA 17059), existing water system consisting of well no. 1, hypochlorination, two pressure tanks, two detention tanks and distribution system. Proposed is manganese sequestering.

Final Reports

The following final reports were submitted to the Department of Environmental Protection under the Land

Recycling and Environmental Standards Act, the act of May 19, 1995 (P. L. 4, No. 2).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (the act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* a notice of submission of any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program in the Department of Environmental Protection Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department has received the following report.

Northcentral Regional Office: Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, telephone (717) 321-6525.

Distribution Pole #08827N30010. Logan Township, **Clinton County, PP&L**, Two North Ninth Street, Allentown, PA 18101-1179 has submitted a Final Report addressing soil contaminated with PCBs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

License issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

American Waste Oil Corporation, 44141 Yost Road, Belleville, MI 48111; License No. **PA-AH 0534**; license issued July 3, 1996.

Manfredi Motor Transit Co., 14841 Sperry Road, Newbury, OH 44065; License No. **PA-AH 0533**; license issued July 3, 1996.

Hazardous Waste Transporter License voluntarily terminated under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

CWM Resource Recovery, Inc., Subsidiary of Chemical Waste Management, Inc., P. O. Box 453, West Carrollton, OH 45449-0453; License No. **PA-AH 0506**; license terminated June 2, 1996.

Schneider Tank Lines, Inc., P. O. Box 2356, Green Bay, WI 54306; License No. **PA-AH 0213**; license terminated June 19, 1996.

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a solid waste processing or disposal area or site.

Southcentral Regional Office: Regional Solid Waste Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4588.

Permit No. 602853. Reed Englert Farm, McConnellsburg Sewerage Authority, (P. O. Box 681, McConnellsburg, PA 17233). Application for operation of an agricultural utilization of sewage sludge site in Todd Township, **Fulton County**. Permit issued in the Regional Office June 27, 1996.

Northcentral Regional Office: Regional Solid Waste Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701, telephone (717) 327-3653.

Permit No. 100955. (Permit Modification). **Wayne Township Landfill**, Clinton County Solid Waste Authority (P. O. Box 209, McElhattan, PA 17748). Permit modification to accept Form S Waste (municipal-like residual waste) from various generators at facility located in Wayne Township, **Clinton County**, issued in the regional office on June 3, 1996.

Permit No. 101647. Eagle Towing & Recovery, Inc. (Box 542, Milesburg, PA 16853-0542). Permit for a municipal waste processing facility, located in Boggs Township, **Centre County**, to dewater grease trap waste prior to disposal issued in the regional office on July 3, 1996.

Permit No. 301292. Masonite Division of International Paper Co. (P. O. Box 311, Towanda, PA 18848). Repermitting of an existing spray irrigation facility to a residual waste land disposal facility located in Wysox Township, **Bradford County**. Permit issued in the regional office on July 3, 1996.

Permit No. 101312. (Permit Modification). **Adam J. Deitrick Transfer Station, Adam J. Deitrick & Sons Disposal & Coal Hauling, Inc.** (1410 West Sterling Street, Shamokin, PA 17872). Modification to an existing municipal waste transfer station, located in Coal Township, **Northumberland County**, to increase average and daily capacities and add more Form S (municipal-like residual) waste types to current approvals, issued in the regional office on July 2, 1996.

Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate and operate air contamination sources and associated air cleaning devices.

Regional Office: Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

The Department reissued the following air quality operating permits for the operation of the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **23-310-009**
Source: Portable Crushing Plant
Company: **C. Abbonizio Contractors**
Location: City of Chester
County: **Delaware**

Permit: **23-302-095**
Source: 2 Boilers
Company: **Wyeth-Ayerst Labs, Inc.**
Location: Radnor
County: **Delaware**

Permit: **46-313-121**
Source: Tablet Processing
Administrative Amendment: June 26, 1996
Company: **Ciba Self-Medication**
Location: Upper Dublin
County: **Montgomery**

Permit: **46-313-140**
Source: Hydrochloric Acid Tank
Administrative Amendment: May 8, 1996
Company: **SmithKline Beecham Pharmaceuticals**
Location: Upper Merion
County: **Montgomery**

Permit: **46-301-260**
Source: Sewage Sludge Incinerator
Issued: June 20, 1996
Company: **Hatfield Township Municipal Authority**
Location: Hatfield
County: **Montgomery**

General Plan Approval and Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Regional Office: Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

General Plan Approval and Operating Permit No. BAQ-GPA/GP-1 for small combustion units was issued to the following:

Permit: **46-302-208 GP**
Source: Small Combustion Unit
Issued: June 20, 1996
Company: **Chef Francesco of PA**
Location: Upper Merion
County: **Montgomery**

Permit: **09-302-079 GP**
Source: Small Combustion Unit
Issued: June 26, 1996
Company: **Deep Run Packaging, Inc.**
Location: Dublin
County: **Bucks**

Authorization No. **GP1-07-3001**
Altoona Area School District
Altoona High School Boiler Plant
City of Altoona, **Blair County**
Sources: Boiler Units 1, 2 and 3
Date Issued: July 2, 1996

Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate and operate air contaminant sources or air cleaning devices.

Regional Office: Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

The Department has issued the following air quality plan approvals for the specified companies described below:

Permit: **46-313-145**
 Source: SBD Production Line and Scrubbers
 Issued: June 27, 1996
 Company: **Allegro Microsystems W. G. Inc.**
 Location: Upper Moreland
 County: **Montgomery**

Permit: **46-302-207**
 Source: Three Boilers
 Issued: June 19, 1996
 Company: **Occidental Chemical Corp.**
 Location: Lower Pottsgrove
 County: **Montgomery**

Permit: **09-320-013A**
 Source: Graphic Arts Printing Facility
 Issued: June 20, 1996
 Company: **Paramount Packaging Corp./PHN**
 Location: Chalfont
 County: **Bucks**

Permit: **09-322-003B**
 Source: Four Landfill Gas Fueled Turbines
 Issued: June 20, 1996
 Company: **G.R.O.W.S., Inc.**
 Location: Falls
 County: **Bucks**

Permit: **46-329-014**
 Source: Three Stand-by Diesel Generators
 Issued: June 26, 1996
 Company: **State Correctional Institution at Graterford**
 Location: Skippack
 County: **Montgomery**

Regional Office: Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.

06-318-049B. On June 21, 1996, the Department issued a Plan Approval to **Dana Corporation** (P. O. Box 13459, Reading, PA 19612-3459) for the modification of a side railer coater with dry filters at their Parish plant in Reading, **Berks County**.

07-323-005. On June 24, 1996, the Department issued a Plan Approval to **Beasley Manufacturing, Inc.** (210 East Plant Road, P. O. Box 113, Altoona, PA 16603-0113) for the construction of three controlled pryolysis metal parts cleaning ovens controlled by afterburners in the City of Altoona, **Blair County**.

21-303-001A. On June 24, 1996, the Department issued a Plan Approval to **Hempt Brothers, Inc.** (205 Creek Road, Camp Hill, PA 17011) for the construction of three asphalt plants at their Camp Hill Quarry, Lower Allen Township, **Cumberland County**. The source is subject to 40 CFR 60, Subpart I, Standards of Performance for New Stationary Sources.

36-308-027I. On July 2, 1996, the Department issued a Plan Approval to **C & D Charter Power Systems, Inc.** (82 East Main Street, Leola, PA 17540) for the modification of a paste mixing facility in Upper Leacock Township, **Lancaster County**. The source is subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6940.

10-303-007A. On June 25, 1996, a Plan Approval was issued to **IA Construction Corporation** (R. R. 2, Box

348, Punxsutawney, PA 15767) for the installation of a new baghouse and knock-out box at Mercer Township, **Butler County**.

37-309-050. On June 18, 1996, a Plan Approval was issued to **ESSROC Materials, Inc.** (P. O. Box 5250, Poland, OH 44514) for the construction of a cement grinding operation at Bessemer Boro, **Lawrence County**.

10-322-004. On June 27, 1996, a Plan Approval was issued to **Northwest Sanitary Landfill** (1436 W. Sunbury Rd., W. Sunbury, PA 16061) for a utility flare and gas vent flares at Clay Township, **Butler County**.

43-318-030. On July 1, 1996, a Plan Approval was issued to **Spang & Company—Power Control** (5241 Lake Street, Sandy Lake, PA 16145) for the construction of a paint dip tank and curing oven at Stoneboro, **Mercer County**.

Plan Approval Permit transferred under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations for an operating permit to comply with 25 Pa. Code § 129.91 for Reasonably Available Control Technology.

Southeast Regional Office: Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Permit: **PA-23-0003**
 Source: Facility for NOx and VOC controls
 Company: **Bayway Refining**
 Formerly: BP Oil Refinery
 Location: Trainer
 County: **Delaware**

Operating Permits transferred under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Regional Office: Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

The Department has transferred the following air quality operating permits for the operation of the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **09-399-027**
 Source: Cosmetic Powder Compounding
 Company: **Northtec, L.L.C.**
 Location: Bristol
 County: **Bucks**

Permit: **09-399-028A & 09-399-030A**
 Source: Cosmetic Compression Process
 Company: **Northtec, L.L.C.**
 Location: Bristol
 County: **Bucks**

MINING ACTIVITY ACTIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for

401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.

Coal Permits Issued

30860102R. Boyle Land & Fuel Company (P. O. Box 576, Fredericktown, PA 15333). Renewal issued for reclamation only of a bituminous surface mine located in Morgan Township, **Greene County**, affecting 150.3 acres. Receiving streams an unnamed tributary to Castille Run. Application received June 4, 1996. Renewal issued July 1, 1996.

63850114R. Midway Coal Company (P. O. Box 9237, Neville Island, PA 15225). Renewal issued for reclamation only of a bituminous surface mine located in Robinson Township, **Washington County**, affecting 101.0 acres. Receiving streams unnamed tributaries to Robinson Run. Application received January 25, 1996. Renewal issued July 1, 1996.

65840121R. V. P. Smith Co., Inc. (P. O. Box 242, Ligonier, PA 15658). Renewal issued for reclamation only of a bituminous surface mine located in Ligonier Township, **Westmoreland County**, affecting 55 acres. Receiving streams an unnamed tributary to Mill Creek. Application received April 18, 1996. Renewal issued July 1, 1996.

District Mining Operations, P. O. Box 669, Knox, PA 16232.

33950102. Leonard Yenzi (P. O. Box 62, Anita, PA 15711), commencement, operation and restoration of a bituminous strip operation in Knox Township, **Jefferson County** affecting 68.0 acres. Receiving streams Sandy Lick Creek. Application received January 9, 1995. Permit issued June 17, 1996.

43910102. Ambrosia Coal & Construction Co. (R. D. 1, Edinburg, PA 16116), renewal of an existing bituminous strip and auger operation in Mill Creek Township, **Mercer County** affecting 350.0 acres. Receiving streams three unnamed tributaries of Little Sandy Creek. Application received April 3, 1996. Permit issued June 21, 1996.

33960102. Energy Resources, Inc. (P. O. Box 259, Brockway, PA 15824), renewal of an existing bituminous strip and auger operation in Oliver Township, **Jefferson County** affecting 465.0 acres. Receiving streams unnamed tributary to Little Sandy Creek. Application received April 25, 1996. Permit issued June 25, 1996.

Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.

30841317. Consol Pennsylvania Coal Company, (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Enlow Fork bituminous deep mine in East Finley Township, **Washington County** to install 3 North No. 1 Airshaft, receiving stream unnamed tributary to Long Run. The permit applicant has met the wetland replacement requirement by participating in the Pennsylvania Wetland Replacement Project. Permit issued July 2, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

54950201. Gilberton Coal Company, (Gilberton, PA 17934), commencement, operation and restoration of a coal refuse reprocessing operation in Butler Township, **Schuylkill County** affecting 15.0 acres, receiving stream none. Permit issued July 1, 1996.

40930102T. Diamond Coal Company, Inc., (P. O. Box Q, Milnesville, PA 18239), transfer of an existing anthracite surface mine operation in Hazle Township, **Luzerne County** affecting 405.0 acres, receiving stream none. Transfer issued July 1, 1996.

19860101R2. L & E Coal (Jac-Mar t/a), (P. O. Box 353, Cresco, PA 18326), renewal of an existing anthracite surface mine operation in Conyngham Township, **Columbia County** affecting 190.0 acres, receiving stream none. Renewal issued July 1, 1996.

54753035R2. N & L Coal Company, (5 Brodsky Road, Mt. Carmel, PA 17851), renewal of an existing anthracite surface mine operation in West Mahanoy Township, **Schuylkill County** affecting 103.16 acres, receiving stream Mahanoy Creek. Renewal issued July 2, 1996.

54851347R2. New Lincoln Coal Co., Inc., (837 East Grand Avenue, Tower City, PA 17980), renewal of an anthracite deep mine operation in Tremont Township, **Schuylkill County** affecting 1.8 acres receiving stream none. Renewal issued July 2, 1996.

49871602R. Glenn R. Lenig, (R. R. 1, Box 336, Shamokin, PA 17872), renewal of an anthracite coal preparation plant facility in West Cameron Township, **Northumberland County** affecting 2.2 acres, receiving stream none. Renewal issued June 24, 1996.

49951302. H & S Coal Company, (534 Melrose Street, Marion Heights, PA 17832), commencement, operation and restoration of an anthracite deep mine operation in Zerbe Township, **Northumberland County** affecting 4.5 acres, receiving stream none. Permit issued June 26, 1996.

District Mining Operations, P. O. Box 669, Knox, PA 16232.

Noncoal Permits Issued

4878SM1 Transfer. Dean Glover Trucking (13108 Flatts Road, Waterford, PA 16441), transfer of an existing sand and gravel operation from Union City Sand & Gravel, Inc. in LeBoeuf Township, **Erie County** affecting 64.7 acres. Receiving streams French Creek. Application received March 22, 1996. Permit issued June 14, 1996.

25950305. Sibleyville Land & Gravel Co. (11015 Sharp Road, Waterford, PA 16441), commencement, operation and restoration of a sand and gravel operation in Waterford Township, **Erie County** affecting 36.5 acres. Receiving streams unnamed tributary to Elk Creek. Application received November 7, 1995. Permit issued June 19, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

35950301. Empire Sanitary Landfill, Inc., (398 South Keyser Avenue, Taylor, PA 18517), commencement, operation and restoration of a large quarry operation in Ransom Township, **Lackawanna County** affecting 103.0 acres, receiving stream tributary to Snake Run. Permit issued June 25, 1996.

8074SM3C2. M & M Stone Co., (P. O. Box 189, 2840 West Clymer Avenue, Telford, PA 18969), renewal of NPDES Permit #PA0118443 in Lower Salford Township,

Montgomery County, receiving stream east branch Perkiomen Creek. Correction issued July 2, 1996.

District Mining Operations, P. O. Box 669, Knox, PA 16232.

General Small Noncoal Authorizations Granted

10960803. Gregory P. Schmidt (420 Saxonburg Blvd., Pittsburgh, PA 15238), commencement, operation and restoration of a topsoil operation in Clinton Township, **Butler County** affecting 2.0 acres. Receiving streams N/A. Application received March 19, 1996. Permit issued June 21, 1996.

Field Operations—Mining & Reclamation, 5 West Laurel Blvd., Pottsville, PA 17901.

Coal Applications Returned

49860201C. Rosini Coal Company, Inc., (Box 226, Gilberton, PA 17934), correction to an existing coal refuse reprocessing operation in Coal Township, **Northumberland County**, receiving stream Susquehanna River. Application received December 12, 1994. Application returned July 2, 1996.

District Mining Operations, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Applications Issued

56830114. Permit renewal, **Hilltop Mining, Inc.** (R. D. 4, Box 83-C, Berlin, PA 15530), commencement, operation and restoration of a bituminous strip mine in Summit Township, **Somerset County**, affecting 106.92 acres, receiving stream unnamed tributary to Bigby Creek, Bigby Creek, and unnamed tributary to Casselman River, application received February 21, 1996, permit issued June 25, 1996.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

17910102. Al Hamilton Contracting Company (R. D. 1, Box 87, Woodland, PA 16881), renewal of an existing bituminous surface mine-auger permit in Becaria Township, **Clearfield County** affecting 119 acres, receiving streams Muddy Run, application received February 27, 1996, permit issued May 28, 1996.

17910113. Moravian Run Reclamation Company, Inc. (605 Sheridan Drive, Clearfield, PA 16830), renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 78 acres, receiving streams Bell Run and Poplar Run, application received March 29, 1996, permit issued May 28, 1996.

17910101. Waroquier Coal Company (133 W. Fifth Avenue, Clearfield, PA 16830), renewal and transfer of an existing bituminous surface mine permit from Ryan Brothers Coal Company, Knox Township, **Clearfield County** affecting 47.1 acres, receiving streams Carson Run and unnamed tributary of Potts Run, application received May 15, 1995, permit issued June 10, 1996.

17774017. W. R. Turner Coal Company (R. D. 3, Box 141, Philipsburg, PA 16866), revision to an existing bituminous surface mine permit for a Change in Land Use from forestland to pastureland or land occasionally cut for hay, Bell Township, **Clearfield County**, application received April 3, 1996, permit issued June 18, 1996.

17840131. Al Hamilton Contracting Company (R. D. 1, Box 87, Woodland, PA 16881), renewal of an existing bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 325.9 acres, receiving streams Little Laurel Run and an unnamed tributary of Laurel Run, to Laurel Run, Laurel Run to

Moshannon Creek, to west branch Susquehanna River, application received March 19, 1996, permit issued June 18, 1996.

17880104. E. P. Bender Coal Company, Inc. (Main and Lehmier Streets, P. O. Box 594, Carrolltown, PA 17522), renewal of an existing bituminous surface mine permit in Jordan Township, **Clearfield County** affecting 265 acres, receiving streams McDonald Run, Buck Run, Comfort Run, unnamed tributary to McDonald Run, application received March 21, 1996, permit issued June 18, 1996.

17950117. E. M. Brown, Inc. (P. O. Box 767, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine permit in Gulich Township, **Clearfield County** affecting 56.3 acres, receiving streams unnamed tributary to Little Muddy Run and unnamed tributary to Moshannon Creek to the west branch of the Susquehanna River, application received December 11, 1995, permit issued June 10, 1996.

17950116. Hilltop Coal Company (R. D. 1, Box 347, Houtzdale, PA 16651), commencement, operation and restoration of a bituminous surface mine permit in Bigler Township, **Clearfield County** affecting 14 acres, receiving streams unnamed tributaries of Upper Morgan Run to Upper Morgan Run; Upper Morgan Run to Clearfield Creek; and Alexander Run to Clearfield Creek; Clearfield Creek to west branch Susquehanna River, application received November 14, 1995, permit issued June 10, 1996.

District Mining Operations, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Noncoal Applications Issued

31950301. Glass Bagging Enterprises, Inc. (P. O. Box 120, Duncansville, PA 16635), commencement, operation and restoration of a noncoal mine in Hopewell Township, **Huntingdon County**, affecting 55.0 acres, receiving stream unnamed tributaries to Shy Beaver Creek, application received December 21, 1995, permit issued June 25, 1996.

District Mining Operations, 437 South Center Street, Ebensburg, PA 15931-0625.

Noncoal NPDES Permit Renewals

07910301. Sproul Lime & Stone Company, (R. D. 1, Box 588, Claysburg, PA 16625), renewal of NPDES Permit #PA0599221, Frankstown Township, **Blair County**, receiving streams unnamed tributary to the Frankstown Branch of the Juniata River, NPDES Renewal Application received April 26, 1996, permit renewal issued June 25, 1996.

4273SM4. Sproul Lime & Stone Company, (R. D. 1, Box 588, Claysburg, PA 16625), renewal of NPDES Permit #PA0599239, Greenfield Township, **Blair County**, receiving streams Beaverdam Creek to Frankstown Branch of the Juniata River, NPDES Renewal Application received April 26, 1996, permit renewal issued June 25, 1996.

The Department of Environmental Protection has taken the following actions on previously received Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval, and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the

Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 1 (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302), sections 5 and 402 of the act of June 22, 1937 (P. L. 1987, No. 394) (35 P. S. §§ 691.5 and 691.402) and notice of final action for Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

Permits Issued and Actions on 401 Certifications

Northcentral Region, Water Management—Soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

E08-233. Water obstruction and encroachment. **Frank R. Hauss**, 1330 Buck Road, Feasterville, PA 19053. To construct and maintain a single span bridge across the south branch of Towanda Creek for private access to a single residence. The bridge shall have a total span of 100 feet, an underclearance of 12.0 feet and width of 13.0 feet. The project is located along the western right-of-way of SR 0220 approximately 2,000.0 feet north of the intersection of S. R. 2015 and S. R. 0220 (Monroeton, PA Quadrangle N: 1.9 inches; W: 8.7 inches) in Albany Township, **Bradford County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E08-234. Water obstruction and encroachment. **Towanda Municipal Authority**, Thomas J. Fairchild, Manager, 724 Main St., Towanda, PA 18848. To construct and maintain a precast concrete box culvert to carry a road across the south branch of Towanda Creek. The proposed road crossing shall be constructed with a box culvert that has a span of 20.0 feet, a rise of 11.0 feet and a width of 12.0 feet. The project is located along the northern right-of-way of SR 2008 approximately 1.3 miles east of the intersection of SR 0220 and SR 2008 (Dushore, PA Quadrangle N: 12.4 inches; W: 3.8 inches) in Albany Township, **Bradford County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E14-284. Water obstruction and encroachment. **William and Tammie Burnaford**, 1474 Summit Hill Road, Howard, PA 16841. To expand and maintain an existing pond on an unnamed tributary to Marsh Creek, located off Summit Hill Road, T-485, about 500 feet north of Marsh Creek Road (Snowshoe SE, PA Quadrangle N: 8.5 inches; W: 2.5 inches) in Curtin Township, **Centre County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-362. Water obstruction and encroachment. **Lycoming Supply Inc.**, 801 Beeber St., Williamsport, PA

17701. To remove the existing superstructure and center pier of a two span railroad bridge across Lycoming Creek for the purpose of steel salvage. The proposed work shall consist of removing the superstructures and the concrete/masonry center pier to streambed elevation and leaving abutments in place. The project is located along the eastern right-of-way of SR 0014 approximately 500.0 feet west of the intersection of SR 1006 and SR 0014 (Bodines, PA Quadrangle N: 13.1 inches; W: 14.5 inches) in Lewis Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-370. Water obstruction and encroachment. **Stanley E. Younkin**, 270 Cottage Ave., Williamsport, PA 17701. Raise with a concrete wall an existing home in the floodway of Lycoming Creek located on Cottage Ave. about 400 feet east of its intersection Shoulder Ave. (Cogan Station, PA Quadrangle N: 3.0 inches; W: 5.8 inches) in Old Lycoming Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects."

E41-376. Water obstruction and encroachment. **Michael Ditchfield**, R. R. 2, Trout Run, PA 17771. Remove the existing structure and to construct and maintain a new home in the floodway of Lycoming Creek. This project is located on Fink's Road about 0.5 mile south of its intersection with Route 15 (Cogan Station, PA Quadrangle N: 21.2 inches; W: 9.8 inches) in Lewis Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects."

E41-378. Water obstruction and encroachment. **William Snyder III**, R. R. 3, Box 352A, Cogan Station, PA 17728. Remove the existing structure and to place and maintain a new mobile home in the floodway of Lycoming Creek. This project is located on McIntyre Way about 0.5 mile east of Route 15 (Cogan Station, PA Quadrangle N: 18.2 inches; W: 11.6 inches) in Lewis Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects."

E41-379. Water obstruction and encroachment. **David J. Hunter**, 2520 Dove St., Williamsport, PA 17701. Remove the existing structure and to construct and maintain a new home in the floodway of Lycoming Creek. This project is located on West Cottage Ave. about 1,000 feet west of Lycoming Creek Road (Cogan Station, PA Quadrangle N: 6.5 inches; W: 8.0 inches) in Old Lycoming Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects."

Southeast Regional Office: Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E23-343. Encroachment. **Delaware County Commissioners**, Government Center Building, Media, PA 19063. To rehabilitate, operate and maintain the Lindbergh existing bridge which carries Marple Avenue across the Darby Creek (Lansdowne, PA Quadrangle N: 10.6 inches; W: 5.65 inches). Work consists of the following:

1. Replacing removed portions of superstructure with new concrete deck, sidewalk, parapets, prestressed concrete box beams, floorbeams and expansion joint;
2. Remove deteriorated and damaged portions of the arch bents, and reconstruct as required to accommodate the new superstructure;
3. Regrade and stabilize abutment embankments;
4. Performing miscellaneous structural and cosmetic repairs to abutment breastwalls and approach span fascia girders.

This permit was issued under section 105.13(e) "Small Projects."

E15-505. Encroachment. **Department of Transportation**, 200 Radnor-Chester Road, St. Davids, PA 19087-5178. To remove an existing 29-foot single span deteriorated bridge and to construct and maintain a single span prestressed concrete bridge, having a clear span of 36 feet and an under clearance of 6.75 feet across Birch Run on Five Point Road, (S. R. 3079, Section 56S), (Coatesville, PA Quadrangle N: 9.9 inches and W: 16.7 inches) in Highland Township, **Chester County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E46-273. Encroachment. **Department of Transportation**, 200 Radnor-Chester Road, St. Davids, PA 19087. To amend and reissue permit No. E46-273 by performing the following activities: (1) To rehabilitate, operate and maintain the bridge which carries Route 29 across the Schuylkill River. This bridge has five clear normal spans of 103 feet each with an underclearance of 12 to 28 feet. The original deck superstructure will be removed. The lower portion of the bridge piers, abutments and foundation will remain in tact. (2) To rehabilitate, operate and maintain an adjacent box beam bridge carrying Route 29 across the Schuylkill Canal having a normal span of 50 feet with an underclearance of 12 to 14 feet. (3) To install, operate and maintain a temporary causeway with a top elevation of 79.0 feet (Mean WSEL = 75.0 feet) consisting of multiple pipes ranging from 12" to 36" in diameter and maintain a temporary minor road crossing of the Schuylkill Canal for driveway access. This site is situated where Route 29 crosses the Schuylkill River and Canal (Phoenixville USGS Quadrangle N: 1.9 inches; W: 1.25 inches) in Phoenixville Borough, **Chester County** and Upper Providence Township, **Montgomery County**.

Northeast Regional Office: Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-5485.

E48-232. Encroachment. **City of Bethlehem**, 10 East Church Street, Allentown, PA 18018. To remove the existing structure and to construct and maintain a two-span concrete, adjacent box beam bridge, having normal spans of 55.65 feet and an average underclearance of approximately 6.15 feet on a 54 degree skew across Monocacy Creek with a 24-inch R.C.P. stormwater outfall through the western abutment and a 36-inch R.C.P. stormwater outfall through the eastern abutment. The bridge is located along S. R. 1002 (West Union Boulevard) (Catasauqua, PA Quadrangle N: 0.1 inch; W: 1.5 inches) in the City of Bethlehem, **Northampton and Lehigh Counties**.

Northwest Regional Office: Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

E10-235. Encroachment. **Penreco**, 138 Petrolia Street, Karns City, PA 16041. To construct a 15-foot diameter above ground mineral oil storage tank (No. 227) and to maintain tank Nos. 227 and 231 within the regulated floodway of South Branch Bear Creek in the Refinery Processing Area of the Karns City Facility of Penreco approximately 1,400 feet north of the intersection of S. R. 1010 and S. R. 268 (Chicora, PA Quadrangle N: 22.1 inches; W: 13.9 inches) located in Karns City Borough, **Butler County**. This permit was issued under section 105.13(e) "Small Projects."

E24-194. Encroachment. **James B. and Barbara A. Tillia**, R. D. Box 1286, Wampum, PA 16157. To construct

and maintain a private steel beam bridge using the existing abutments from an old railroad bridge having a single clear span of 35 feet, 5 inches and an approximate underclearance of 8.5 feet across Little Toby Creek approximately 1,000 feet upstream of the confluence of Brandy Camp Creek near the Village of Challenge (Brandy Camp, PA Quadrangle N: 6.5 inches; W: 8.5 inches) located in Horton Township, **Elk County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E25-534. Encroachment. **Presque Isle Yacht Club, Inc.**, P. O. Box 1075, Erie, PA 16512-1075. To construct approximately 160 feet of new bulkhead and backfill no more than 4 feet lakeward of the existing bulkhead extending from the liftwell to the clubhouse along the north side of the clubhouse. To construct approximately 350 feet of new bulkhead approximately 12.5 feet behind the existing bulkhead extending from the liftwell landward along the east side of the clubhouse. To remove the existing bulkhead and to excavate the 12.5-foot wide by 350-foot long area behind the existing bulkhead to a depth of 11.5 feet below mean water elevation along the east side of the clubhouse. To remove the existing docks and install new floating docks in the area east of the clubhouse. To operate and maintain the bulkheads and docks associated with the Presque Isle Yacht Club (Erie North, PA Quadrangle N: 1.8 inches; W: 12.3 inches) in the City of Erie, **Erie County**.

E25-537. Encroachment. **Baldwin Brothers, Inc.**, 5 West 10th Street, Erie, PA 16501. To fill in a total of 0.7 acre of wetland for the construction of Commodore Drive connection to Harmony Drive and the development of the two residential building lots in Voyageur Estates Subdivision No. 3 approximately 1,000 feet north of the intersection of Harmony Drive and West Lake Road (Swanville, PA Quadrangle N: 17.2 inches; W: 7.7 inches) in Millcreek Township, **Erie County**.

SPECIAL NOTICES

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of, June 1996 the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

Name	Address	Type of Certification
Cheryl Chase	P. O. Box 373 Murrysville, PA 15668	Testing
Ralph D'Angelo	474 Burnley Lane Drexel Hill, PA 19026	Testing
Richard R. Round	R. D. 4, Box 1A Kittanning, PA 16201	Testing

[Pa.B. Doc. No. 96-1165. Filed for public inspection July 19, 1996, 9:00 a.m.]

Registered and Certified Emission Reduction Credits

The following emission reduction credits (ERCs) have been approved, registered and certified by the Department of Environmental Protection (Department), Commonwealth of Pennsylvania. ERCs are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of oxides of nitrogen (NO_x), volatile organic compounds (VOCs) and the following criteria pollutants: carbon monoxide (CO), lead (Pb) and oxides of sulfur (SO_x), particulate matter (PM), PM-10, particulate.

The Department has established a computerized ERC registry system, under 25 Pa. Code § 127.209, to provide for the registration, certification and tracking of ERCs. Prior to registration of the credits, ERC Registry Applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements and that the credits are available for use. Following certification of the ERCs, they may be used for either of the following purposes:

- (1) To satisfy new source review (NSR) offset ratio requirements;
- (2) To “net-out” of NSR at ERC-generating facilities;
- (3) To sell or trade the ERCs for use as offsets at new or modified facilities.

The certified ERCs shown below, expressed in tons per year (tpy), satisfy the applicable ERC requirements contained in 25 Pa. Code §§ 127.206—127.208. These ERCs were generated from the permanent shutdown of air contamination sources. Therefore, as specified in 25 Pa. Code § 127.206(f), the credits will expire for use as offsets 10 years after the date the sources ceased emitting NO_x emissions, if the ERCs are not included in a plan approval and used as offsets by the expiration date.

For additional information concerning this listing of certified ERCs, contact Virendra Trivedi, Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. A copy of this notice is also posted on the DEP World Wide Web Site at <http://www.dep.state.pa.us> (select information by Environmental Subject/select Air Quality).

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs amount (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
General Glass Industrial Corp. Source Location: Westmoreland County: Westmoreland Ozone nonattainment status: Moderate Contact Person: Harry F. Klodowski (412) 281-7997	NO _x	518	07/08/2003	Trading

Status Report for Emission Reduction Credit (ERC) Registry Applications

The following Emission Reduction Credit (ERC) Registry Applications and requests for ERCs have been received by the Bureau of Air Quality, Department of Environmental Protection (Department), Commonwealth of Pennsylvania. In addition to ERC Registry Applications submitted directly to the Department, ERC Registry Applications reviewed and approved initially by the Allegheny County Health Department, Allegheny County and the Department of Public Health, Air Management Services, Philadelphia County are also submitted to the Department for review and approval to verify compliance with applicable ERC requirements in 25 Pa. Code §§ 127.206—127.208 prior to registration of the ERCs in the Statewide ERC Registry system. These ERC Registry Applications, requesting ERCs primarily for VOCs and NO_x, are currently under review by the Department unless otherwise indicated in the “Status of ERC Registry Application” column.

Allegheny County Health Department, Allegheny County

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
Graphic Controls Corporation Recipient: RIDC Southwestern Pennsylvania Growth Fund Ozone nonattainment status: Moderate Contact Person: F. Brooks Robinson Telephone Number: (412) 471-3939	VOCs	104	Technical review completed	Trading
Graphic Controls Corporation Ozone nonattainment status: Moderate Contact Person: Harry F. Klodowski Telephone Number: (412) 281-7997	NO _x	5	Technical review completed	Trading
Package Service Co. Inc. Ozone nonattainment status: Moderate Contact Person: Harry F. Klodowski Telephone Number: (412) 281-7997	VOCs	39.6	Technical review completed	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
Charles Bluestone Company Ozone nonattainment status: Moderate Contact Person: Harry F. Klodowski Telephone Number: (412) 281-7997	NO _x VOCs	1.75 44.7	Technical review completed	Trading
Green Valley Dry Cleaners Ozone nonattainment status: Moderate Contact Person: Harry F. Klodowski Telephone Number: (412) 281-7997	VOCs	55.8	Currently under review	Trading
O. Hommel Company Ozone nonattainment status: Moderate Contact Person: Harry F. Klodowski Telephone Number: (412) 281-7997	NO _x VOCs	22 8	Currently under review	Trading

Department of Public Health, Air Management Services, Philadelphia County

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
Chevron USA Products Co. Ozone nonattainment status: Severe Contact Person: D. E. Tormey Telephone Number: (215) 339-7167	VOCs	41.8	Pending Federal enforceability	Trading
Crown Cork & Seal Co. Inc. Ozone nonattainment status: Severe Contact Person: Michael A. Antry Telephone Number: (215) 698-5308	VOCs	115.34	Pending Federal enforceability	Trading
U. S. Naval Hospital Contact Person: Mark Donato Telephone Number: (215) 897-1809 County: Philadelphia Nonattainment Status: Severe	NO _x	30.5	ERCs approved and certified on June 10, 1996	Trading
Progress Lighting, Inc. Ozone nonattainment status: Severe Contact Person: John A. Miller Telephone Number: (215) 289-1200	VOCs	31.5	Pending Federal enforceability	Trading

Bureau of Air Quality, Region 1: Southeast
(Bucks, Chester, Delaware and Montgomery Counties)

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
3M Minnesota Mining & Manufacturing Source Location: Bristol Plant County: Bucks Ozone nonattainment status: Severe Contact Person: Belinda Wirth Telephone Number: (612) 778-6014	VOCs	641.95	Currently under review	Trading
Fasson Div. of Avery Dennison Corp. Source Location: Quakertown Ozone nonattainment status: Severe Contact Person: Roy R. Getz Telephone Number: (215) 538-6271	VOCs	360	Technical review completed	Trading
Fasson Div. of Avery Dennison Corp. Source Location: Quakertown Ozone nonattainment status: Severe Contact Person: Roy R. Getz Telephone Number: (215) 538-6271	VOCs	43.17	Currently under review	Trading
Rohm and Haas DVI Source Location: Bristol Ozone nonattainment status: Severe Contact Person: Robert J. O'Larnic Telephone Number: (215) 785-8219	VOCs	38.46	Currently under review	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
United States Steel Group Source Location: Fairless, Buck Co. County: Bucks Ozone nonattainment status: Severe Contact Person: Roy Weiskircher Telephone Number: (412) 433-5914	NO _x VOCs	1,420 18.1	ERCs approved and certified on June 10, 1996	Trading
Quebecor Printing Atglen Inc. Source Location: Atglen County: Chester Ozone nonattainment status: Severe Contact Person: Diane E. Potts Telephone Number: (610) 593-5173	VOCs	270	Currently under review	Internal Use
Wyeth-Ayerst Laboratories, Inc. Source Location: Radnor County: Chester Ozone nonattainment status: Severe Contact Person: W. Fink Telephone Number: (610) 341-2635	NO _x	10.75	Currently under review	Trading
Wyeth-Ayerst Laboratories, Inc. Source Location: West Chester County: Chester Ozone nonattainment status: Severe Contact Person: Glenn Miller Telephone Number: (610) 344-2557	NO _x	7.8	Currently under review	Trading
Bayway Refining Source Location: Marcus Hook County: Delaware Ozone nonattainment status: Severe Contact Person: Carl Hess Telephone Number: (908) 523-6318	VOCs NO _x	144.24 4.2	Currently under review	Trading
Congoleum Corporation Source Location: Marcus Hook County: Delaware Ozone nonattainment status: Severe Contact Person: Robert G. Rucker Telephone Number: (609) 584-3271	VOCs NO _x	194.6 9.7	Currently under review	Trading
Sun Refining and Marketing Company Source Location: Marcus Hook County: Delaware Ozone nonattainment status: Severe Contact Person: Heather Chelpaty Telephone Number: (610) 859-1175	NO _x VOCs	215.58 63.75	Pending EPA's approval of RACT	Internal Use/ Trading
Brown Printing Company Source Location: East Greenville County: Montgomery Ozone nonattainment status: Severe Contact Person: William Booth Telephone Number: (215) 679-4451	VOCs	18.74	Currently under review	Trading
Merck & Co., Inc. Source Location: West Point County: Montgomery Ozone nonattainment status: Severe Contact Person: Stacey L. Weaver Telephone Number: (215) 653-7712	NO _x VOCs	0.21 0.02	Currently under review	Internal Use
Martin Marietta Astro Space Source Location: King of Prussia County: Montgomery Ozone nonattainment status: Severe Contact Person: Eileen Wisser Telephone Number: (215) 354-1085	NO _x	6.78	Currently under review	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
SUPERPAC, INC. Source Location: Southampton County: Bucks Ozone nonattainment status: Severe Contact Person: Robert Stull Telephone Number: (215) 322-1010	VOCs	26.91	Currently under review	Trading

Region 2: Northeast Region

(Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Susquehanna, Wayne and Wyoming Counties)

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
American National Can Co. Source Location: Lehigh Valley County: Lehigh Ozone nonattainment status: Moderate Contact Person: Rohinton Rivetna Telephone Number: (312) 399-3392	VOCs	166.7	ERCs approved and certified	Trading
Lafarge Corporation Source Location: Whitehall Plant County: Lehigh Ozone nonattainment status: Moderate Contact Person: Terry Dengler Telephone Number: (610) 261-3424	NO _x VOCs	298.1 3.7	Technical review completed	Internal Use
Bethlehem Structural Products Corp. Source Location: Bethlehem County: Northampton Ozone nonattainment status: Moderate Contact Person: T. E. Kreichelt Telephone Number: (610) 694-7450	VOCs	507	Needs SIP revision for revised RACT	Trading

Region 3: Southcentral Region

(Adams, Bedford, Berks, Blair, Cumberland, Dauphin, Franklin, Fulton, Huntingdon, Juniata, Lancaster, Lebanon, Mifflin, Perry and York Counties)

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
Pennsylvania Electric Company (Penelec) Source Location: Williamsburg Station County: Blair Ozone nonattainment status: Moderate Contact Person: Tim McKenzie Telephone Number: (814) 533-8670	NO _x VOCs	867 3	Pending EPA's approval of RACT	Trading
Bethlehem Steel Corporation Source Location: Steelton Plant County: Dauphin Ozone nonattainment status: Moderate Contact Person: James R. Hernjak Telephone Number: (717) 986-2454	NO _x VOCs	26.47 2.91	Currently under review	Trading
DMi Furniture Inc. Source Location: Gettysburg County: Adams Ozone nonattainment status: Moderate Contact Person: Terry L. Black Telephone Number: (717) 394-3721	VOCs	85.2	Pending EPA's approval of RACT	Trading
Mercersburg Tanning Company Source Location: Mercersburg County: Franklin Ozone nonattainment status: Moderate Contact Person: David W. Warne Telephone Number: (717) 765-0746	VOCs	20	Pending EPA's approval of RACT	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
Armstrong World Industries, Inc. Source Location: Lancaster County: Lancaster Ozone nonattainment status: Moderate Contact Person: Martha Loeffler Telephone Number: (717) 396-3608	VOCs	248	Currently under review	Internal Use
Ford New Holland, Inc. Source Location: Mountville County: Lancaster Ozone nonattainment status: Moderate Contact Person: William E. Knight Telephone Number: (717) 355-4903	NO _x VOCs	3.515 77.9	Currently under review	Trading
R. R. Donnelley & Sons Co. Source Location: Lancaster County: Lancaster Ozone nonattainment status: Moderate Contact Person: David A. York Telephone Number: (717) 293-2056	VOCs	147	Currently under review	Internal Use
Standard Steel, Division of Freedom Forge Source Location: Burnham County: Mifflin Ozone nonattainment status: Moderate Contact Person: Blair Echard Telephone Number: (717) 248-4911	NO _x VOCs	66.06 0.52	Currently under review	Trading
C-P Converters, Inc. Source Location: York County: York Ozone nonattainment status: Moderate Contact Person: Mark Paules Telephone Number: (717) 764-1193	NO _x	33.9	Currently under review	Trading
REXAM DSI Source Location: DSI-Reading Plant County: Berks Ozone nonattainment status: Moderate Contact Person: LeRoy H. Hinkle Telephone Number: (610) 916-4248	NO _x VOCs	9.42 190.48	Currently under review	Trading

Region 4: Northcentral Region

(Bradford, Cameron, Centre, Clearfield, Clinton, Columbia, Lycoming, Montour, Northumberland, Potter, Snyder, Sullivan, Tioga and Union Counties)

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
Merck & Co. Inc. Source Location: MMD Cherokee Plant County: Northumberland Ozone nonattainment status: Moderate	VOCs	16.6	Emission reductions approved for internal use	Internal Use
New Columbia Joint Company Source Location: New Columbia County: Union Ozone nonattainment status: Moderate Contact Person: Gregory Gemgnani Telephone Number: (610) 797-5200	VOCs	67.8	Currently under review	Internal Use

Region 5: Southwest Region

(Armstrong, Beaver, Cambria, Fayette, Greene, Indiana, Somerset, Washington and Westmoreland Counties)

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
PPG Industries Source Location: Ford City County: Armstrong Ozone nonattainment status: Moderate Contact Person: Jerome Osheka Telephone Number: (412) 434-4149	NO _x VOCs	13 9	Currently under review	Trading
Arco Chemical Source Location: Beaver Falls County: Beaver Ozone nonattainment status: Moderate Contact Person: Joseph McCay Telephone Number: (412) 773-2470	NO _x VOCs	54 40	Technical review completed	Trading
Armstrong World Industries Source Location: Beaver Falls County: Beaver Ozone nonattainment status: Moderate Contact Person: Wayne Pease Telephone Number: (412) 843-5700	VOCs	5.28	Currently under review	Trading
Bethlehem Steel Corp. Source Location: Ebensburg County: Cambria Ozone nonattainment status: Moderate Contact Person: David R. Layman Telephone Number: (814) 533-7113	NO _x VOCs	163.3 0.8	Currently under review	Trading
Commercial Stone Company Inc. Source Location: Connellsville County: Fayette Ozone nonattainment status: Moderate Contact Person: Joseph Pfohl Telephone Number: (412) 626-0080	NO _x	1.1	Currently under review	Trading
Penelec Source Location: Homer City County: Indiana Ozone nonattainment status: Moderate Contact Person: Tim McKenzie Telephone Number: (814) 533-8670	NO _x	54	Technical review completed	Trading
Corning Inc. Source Location: Charleroi Plant County: Washington Ozone nonattainment status: Moderate Contact Person: Joe Kane Telephone Number: (607) 974-6568	NO _x	500	Currently under review	Trading
Standard Steel Source Location: Latrobe County: Washington Ozone nonattainment status: Moderate Contact Person: Blair Echard Telephone Number: (717) 248-4911	NO _x VOCs	14 0.04	Technical review completed	Trading
Allegheny Ludlum Corp. Source Location: Vandergrift Plant County: Westmoreland Ozone nonattainment status: Moderate Contact Person: John Tishok Telephone Number: (412) 226-5030	NO _x	9.2	Technical review completed	Trading
General Glass Industrial Corp. Source Location: Westmoreland County: Westmoreland Ozone nonattainment status: Moderate Contact Person: Harry F. Klodowski Telephone Number: (412) 281-7997	NO _x	518	ERCs approved and certified on July 1, 1996	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
Mace Security International, Inc. Source Location: Federal Laboratories County: Indiana Ozone nonattainment status: Moderate Contact Person: Richard Galt Telephone Number: (802) 447-1503	NO _x	33.5	Currently under review	Trading

Region 6: Northwest Region

(Butler, Clarion, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Venango and Warren Counties)

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
General Electric Company Source Location: Lawrence Park County: Erie Ozone nonattainment status: Moderate Contact Person: Scott Gowdy Telephone Number: (814) 875-2427	VOCs	76	Currently under review	Trading
Penelec Source Location: Front St. Station County: Erie Ozone nonattainment status: Moderate Contact Person: Tim McKenzie Telephone Number: (814) 533-8670	NO _x VOCs	2,160 8.4	Pending EPA's approval of RACT	Trading
National Fuel Gas Supply Corp. Source Location: Knox Station County: Jefferson Ozone nonattainment status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NO _x	145.7	ERCs approved and certified	Internal Use
Penn Power Source Location: New Castle Plant County: Lawrence Ozone nonattainment status: Moderate Contact Person: Dale W. Corfman	NO _x VOCs	882 2.39	Pending EPA's approval of RACT	Trading
Rockwell International Source Location: New Castle County: Lawrence Ozone nonattainment status: Moderate Contact Person: Harry Klodowski Telephone Number: (412) 281-7997	NO _x VOCs	61.5 13.1	Currently under review	Trading
Caparo Steel Source Location: Mercer County County: Mercer Ozone nonattainment status: Moderate Contact Person: Richard Herman Telephone Number: (412) 983-6330	NO _x VOCs	868.6 1.84	Pending EPA's approval of RACT	Trading
Sharon Steel Source Location: Mercer County County: Mercer Ozone nonattainment status: Moderate Contact Person: Richard Herman Telephone Number: (412) 983-6330	NO _x VOCs	469.6 215.7	Pending EPA's approval of RACT	Trading
Pennzoil Source Location: Rouseville Refinery County: Venango Ozone nonattainment status: Moderate Contact Person: Lee E. Wilson Telephone Number: (814) 678-4649	NO _x	131.6	Pending EPA's approval of RACT	Trading

Facility Information

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>ERCs requested (tpy)</i>	<i>Status of ERC Registry Application</i>	<i>Intended Use of ERCs</i>
National Fuel Gas Supply Corp. Source Location: Heath Station County: Jefferson County Ozone nonattainment status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NO _x VOCs	122.8 5.8	Currently under review	Internal Use
Witco Corporation Source Location: Petrolia Facility County: Butler Ozone nonattainment status: Moderate Contact Person: R. G. Fleeger Telephone Number: (412) 756-2210	VOCs	52.3	Pending EPA's approval of RACT	Internal Use
INDSPEC Chemical Corp. Source Location: Petrolia County: Butler Ozone nonattainment status: Moderate Contact Person: Terry Melis Telephone Number: (412) 756-2376	NO _x	231.4	Pending EPA's approval of RACT	Trading
Hammermill Papers Source Location: Erie Mill County: Erie Ozone nonattainment status: Moderate Contact Person: Gary Morrow Telephone Number: (814) 870-6782	VOCs	21.3	Pending EPA's approval of RACT	Trading
Lord Corporation Source Location: Erie Facility County: Erie Ozone nonattainment status: Moderate Contact Person: Matthew Comi Telephone Number: (814) 868-0924	NO _x VOCs	43.4 8.45	Currently under review	Trading
National Fuel Gas Supply Corp. Source Location: Roystone Station County: Warren Ozone nonattainment status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NO _x	101.3	ERCs approved and certified	Internal Use

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 96-1166. Filed for public inspection July 19, 1996, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Design Professional Selections; Clarification Notice

The Selections Committee for the Department of General Services will meet to consider selections of Design Professionals for the project listed below. This is a correction to the Notice for Design Professional Selections for Department of General Services which appeared at 26 Pa.B. 3165 (July 6, 1996). (Ellipses refer to the existing text of the July 6, 1996 notice.)

* * * * *

Project No. DGS 948-41. Construction of the Keystone Building, Site of the Existing Transportation and Safety Building, Harrisburg, Dauphin County, PA. Construction cost: \$101,000,000. The scope of work includes, but is not

limited to, demolition of the existing Transportation and Safety Building and design and construction administration of a new office building on the existing site. The new building will include subterranean parking for 500 vehicles and provide flexible, intelligent office space for several State Agencies and will include special features such as a heliport, state-of-the-art Commonwealth Commerce Resource Center and Pennsylvania Emergency Management Agency (PEMA) Central Administration and Command Center. As part of the Historic Capitol Complex, the building must compliment, in a timeless manner, the majesty of the Capitol Complex. The Department intends to contract separately for Environmental Consultant Services for removal of hazardous material from the existing building prior to demolition, and to contract separately for Construction Management Services. The Construction Manager will be responsible for scheduling and administering work during design and construction phases. The entire project, from abatement of hazardous material to completion of the new office building, is

scheduled for a 49 1/2 month period. Note: The design professional cannot be a party to the Construction Management contract.

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GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 96-1167. Filed for public inspection July 19, 1996, 9:00 a.m.]

State Surplus Property

The Department of General Services, State Surplus

State Surplus Property Program Bid Items

Under the provisions of section 510 of The Administrative Code of 1929 (P. L. 165, No. 67), the Department of General Services, State Surplus Property Program is offering for sale to counties, boroughs, incorporated towns, cities and townships the following items:

<i>Item</i>	<i>Make</i>	<i>Location</i>	<i>Minimum Bid</i>
Hydro-Seeder	Finn Bantam	DCNR—Forestry in Halifax, PA	\$500
Backhoe/Loader	Ford	DPW—Danville State Hospital	\$1,000
Tractor	Allis Chalmers	DPW—Torrance State Hospital	\$600
Harrow Spring Harogator	McCurdy	Farm Show Bldg., Harrisburg	\$750
8' Snow Plow	Unknown	Farm Show Bldg., Harrisburg	\$1,000
Tractor	John Deere	Farm Show Bldg., Harrisburg	\$4,000
Backhoe (340)	International	Farm Show Bldg., Harrisburg	\$3,000
Cub Cadet Tractor Mower	International	Farm Show Bldg., Harrisburg	\$1,000
Rotary Mower	Ford	Farm Show Bldg., Harrisburg	\$200

The above will be sold to the highest responsible bidder by sealed bid sale. Those political subdivisions which are interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, P. O. Box 1365, Harrisburg, PA 17105 or call (717) 787-4085 prior to the bid opening on August 8, 1996, at 1 p.m. to receive a bid proposal.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 96-1169. Filed for public inspection July 19, 1996, 9:00 a.m.]

DEPARTMENT OF HEALTH

Laboratories Approved to Determine Blood Alcohol Content Under the Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code

The following laboratories are licensed by the Department of Health under the Clinical Laboratory Act (35 P.S. §§ 2151-2165) and are currently approved by the Department under 28 Pa. Code §§ 5.50 and 5.103 (relating to approval to provide special analytical services; and blood tests for blood alcohol content) to perform alcohol analyses of blood and/or serum and plasma. This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. Since procedures for determining the alcohol content of serum and plasma are identical and results obtained from serum or plasma derived from a blood sample are the same, laboratories that demonstrate reliability in the analysis of serum proficiency testing specimens are approved to analyze both serum and plasma. These laboratories are also approved and designated under the provisions of the Vehicle Code, 75 Pa. C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room person-

nel), the Fish and Boat Code, 30 Pa. C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance), and the Game and Wildlife Code, 34 Pa. C.S. § 2502, (relating to hunting or furtaking under the influence of alcohol or controlled substance) as qualified to perform the types of specialized services which will reflect the presence of alcohol in blood and/or serum and plasma. Laboratories located outside the Commonwealth may not provide blood and/or serum and plasma alcohol testing services in Pennsylvania unless they are specifically licensed by the Department under the Clinical Laboratory Act.

Persons who would like more information should call Margaret Chapman at (717) 783-5485 for a bid packet or write to the PA State Police, Procurement and Supply Division, 1800 Elmerton Avenue, Harrisburg, PA 17110, prior to the bid opening of August 15, 1996, at 1:30 p.m.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 96-1168. Filed for public inspection July 19, 1996, 9:00 a.m.]

nel), the Fish and Boat Code, 30 Pa. C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance), and the Game and Wildlife Code, 34 Pa. C.S. § 2502, (relating to hunting or furtaking under the influence of alcohol or controlled substance) as qualified to perform the types of specialized services which will reflect the presence of alcohol in blood and/or serum and plasma. Laboratories located outside the Commonwealth may not provide blood and/or serum and plasma alcohol testing services in Pennsylvania unless they are specifically licensed by the Department under the Clinical Laboratory Act.

Persons seeking forensic blood and/or serum and plasma analysis services from the following designated laboratories should determine that the laboratory employs techniques and procedures acceptable for forensic purposes, and that the director of the facility is agreeable to performing determinations for this purpose. The list of approved laboratories will be revised semiannually and published in the *Pennsylvania Bulletin*.

The Department's blood alcohol and serum/plasma alcohol proficiency testing programs are approved by the U.S. Department of Health and Human Services (HHS) in accordance with the requirements contained in the Clinical Laboratory Improvement Amendments of 1988 (42 CFR 493.901 and 493.937) which are administered by the

Health Care Financing Administration (HCFA). Participation in these programs may therefore be used to demonstrate acceptable performance for approval purposes under both Federal and Commonwealth statutes.

Questions regarding this list should be directed to Dr. M. Jeffery Shoemaker, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 363-8500. Persons with a disability may submit questions to Dr. Shoemaker in alternative formats, such as by audio tape, braille or using TDD: (717) 783-6514. Persons with a disability who require an alternative format of this document (for example, large print, audio tape, braille) should contact Dr. Shoemaker so that he may make the necessary arrangements.

The symbols S and B indicate the following:

S = approved for serum and plasma analyses

B = approved for blood analyses

SB = approved for serum, plasma and blood analyses

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

Abington Memorial
Hospital-S
1200 Old York Road
Abington, PA 19001
215-576-2350

Albert Einstein Medical Center-Northern Division-S
5500 Old York Road
Philadelphia, PA 19141
215-456-6100

Aliquippa Hospital-SB
2500 Hospital Drive
Aliquippa, PA 15001
412-857-1238

Allegheny County Dept. of Labs., Toxicology Section-SB
10 County Office Building
Pittsburgh, PA 15219
412-355-6873

Allegheny General Hospital-Dept. Lab. Medicine-S 320
East North Avenue
Pittsburgh, PA 15212
412-359-3521

Allegheny Valley Hospital-SB
1300 Carlisle Street
Natrona Heights, PA 15065
412-224-5100

Allentown Osteopathic Medical Center-S
1736 Hamilton Street
Allentown, PA 18104
610-439-4000

Altoona Hospital-SB
620 Howard Avenue
Altoona, PA 16601
814-946-2340

American Medical Laboratories, Inc.-SB
14225 Newbrook Drive
Chantilly, VA 22021
703-802-6900

Analytic Bio-Chemistries, Inc.-SB
1680-D Loretta Avenue
Feasterville, PA 19053
215-322-9210

Armstrong County Memorial Hospital-SB
R.D.#8, Box 50
Kittanning, PA 16201
412-543-8122

Associated Clinical Laboratories-SB
1526 Peach Street
Erie, PA 16501
814-453-6621

Ayer Clinical Laboratory-Penna. Hospital-S
8th & Spruce Streets
Philadelphia, PA 19107
215-829-3541

Braddock Medical Center-S
412 Holland Avenue
Braddock, PA 15104
412-636-5000

Bradford Hospital-SB
116-156 Interstate Parkway
Bradford, PA 16701
814-834-8282

Brandywine Hospital and Trauma Center-S
Route 30 Bypass
Coatesville, PA 19320
610-383-8000

Brownsville General Hospital Laboratory-SB
125 Simpson Road
Brownsville, PA 15417
412-785-7200

Butler Memorial Hospital-S
911 East Brady Street
Butler, PA 16001
412-284-4510

Canonsburg General Hospital-B
R.D.#1, Box 147, Route 519
Canonsburg, PA 15317
412-745-6100

Carlisle Hospital-S
245 Parker Street
Carlisle, PA 17013
717-249-1212

Centre Community Hospital-B
1800 East Park Avenue
State College, PA 16803
814-234-6117

Chambersburg Hospital-S
112 North Seventh Street
Chambersburg, PA 17201
717-267-7152

Charles Cole Memorial Hospital-S
R.D.#3, U.S. Route 6
Coudersport, PA 16915
814-274-9300

Chester County Hospital-S
701 East Marshall Street
West Chester, PA 19380
610-431-5182

Chestnut Hill Hospital-S
8835 Germantown Avenue
Philadelphia, PA 19118
215-248-8630

The Children's Hospital of Philadelphia-S
One Children's Center, 34th and Civic Center Blvd.
Philadelphia, PA 19104
215-590-1000

Citizens General Hospital-SB
651 Fourth Avenue
New Kensington, PA 15068
412-337-5031

Clarion Hospital-SB
One Hospital Drive
Clarion, PA 16214
814-226-9500

Clearfield Hospital Lab-S
809 Turnpike Avenue, P.O. Box 992
Clearfield, PA 16830
814-765-5341

Clintox Laboratories-S
601 Gay Street
Phoenixville, PA 19460
610-933-6550

Community General Hospital-S
145 North Sixth Street
Reading, PA 19603
610-378-8350

Community General Osteopathic Hospital-SB
4300 Londonderry Road, P.O. Box 3000
Harrisburg, PA 17109
717-657-7214

Community Hospital-B
North Fraley Street
Kane, PA 16735
814-837-8585

Community Hospital of Lancaster-S
1100 Orange Street
Lancaster, PA 17604
717-397-3711

Community Medical Center-S
1822 Mulberry Street
Scranton, PA 18510
717-969-8000

Conemaugh Valley Memorial Hospital-SB
1086 Franklin Street
Johnstown, PA 15905
814-534-9000

Corning Clinical Laboratories, Inc.-SB
900 Business Center Drive
Horsham, PA 19044
215-957-9300

Corning Clinical Laboratories-SB
875 Greentree Road
4 Parkway Center
Pittsburgh, PA 15220
412-920-7600

Corning Clinical Laboratories, Inc.-SB
One Malcolm Avenue
Teterboro, NJ 07608
201-288-0900

Crozer Chester Medical Center-SB
15th Street and Upland Avenue
Chester, PA 19013
610-447-2000

Delaware County Memorial Hospital-SB
501 N. Lansdowne Avenue
Drexel Hill, PA 19026
610-284-8100

Delaware Valley Medical Center-S
200 Oxford Valley Road
Langhorne, PA 19047
215-949-5275

Department of Pathology & Lab Med-HUP-SB
3400 Spruce Street
Philadelphia, PA 19104
215-662-3435

Divine Providence Hospital-B
1100 Grampian Boulevard
Williamsport, PA 17701
717-326-8167

Doylestown Hospital-S
595 West State Street
Doylestown, PA 18901
215-345-2250

DrugScan, Inc.-SB
1119 Mearns Road, P.O. Box 2969
Warminster, PA 18974
215-674-9310

DuBois Regional Medical Center-West Unit-S
100 Hospital Avenue
DuBois, PA 15801
814-371-2200

Easton Hospital-SB
250 S. 21st Street
Easton, PA 18042
610-250-4140

Ellwood City General Hospital-S
724 Pershing Street
Ellwood City, PA 16117
412-752-0081

Ephrata Community Hospital-S
169 Martin Avenue, P.O. Box 1002
Ephrata, PA 17522
717-733-0311

Episcopal Hospital-S
Front Street and Lehigh Avenue
Philadelphia, PA 19125
215-427-7333

Evangelical Community Hospital-SB
1 Hospital Drive
Lewisburg, PA 17837
717-522-2510

Forbes Regional Health Center-SB
2570 Haymaker Road
Monroeville, PA 15146
412-858-2560

Frankford Hospital-Frankford Division-S
Frankford Avenue and Wakeling Street
Philadelphia, PA 19124
215-831-2068

Frankford Hospital-Torresdale Division-S
Red Lion and Knights Road
Philadelphia, PA 19114
215-612-4000

Frick Hospital and Community Health Center-S
508 South Church Street
Mount Pleasant, PA 15666
412-547-1500

Fulton County Medical Center-S
216 South First Street
McConnellsburg, PA 17233
717-485-3155

Geisinger Medical Center-SB
North Academy Road
Danville, PA 17822
717-271-6338

Geisinger Wyoming Valley Medical Center-S
1000 East Mountain Drive
Wilkes-Barre, PA 18711
717-826-7830

George Tolstoi Laboratory-Uniontown Hospital-S
500 W. Berkeley Street
Uniontown, PA 15401
412-430-5143

Germantown Hospital and Medical Center-S
One Penn Boulevard
Philadelphia, PA 19144
215-951-8800

Gettysburg Hospital-SB
147 Gettys Street
Gettysburg, PA 17325
717-334-2121

GHS-Parkview Hospital-SB
1331 East Wyoming Avenue
Philadelphia, PA 19124
215-537-7430

GHS-City Avenue Hospital-S
4150 City Avenue, Dept. of Pathology
Philadelphia, PA 19131
215-871-1000

Girard Medical Center-S
Eighth and Girard Avenue
Philadelphia, PA 19122
215-787-2469

Gnaden Huetten Memorial Hospital-SB
Eleventh and Hamilton Streets
Lehighon, PA 18235
610-377-1300

Good Samaritan Hospital-SB
Fourth and Walnut Streets, P.O. Box 1281
Lebanon, PA 17042
717-270-7500

Good Samaritan Medical Center-SB
1020 Franklin Street
Johnstown, PA 15905
814-533-1906

Good Samaritan Regional Medical Center-SB
700 East Norwegian Street
Pottsville, PA 17901
717-622-3400

Graduate Hospital-S
One Graduate Plaza, 4th Floor, Pepper Pavilion
Philadelphia, PA 19146
215-893-2240

Grand View Hospital-S
700 Lawn Avenue
Sellersville, PA 18960
215-257-3611

Greene County Memorial Hospital-SB
Bonar Avenue
Waynesburg, PA 15370
412-627-3101

Greenville Regional Hospital-SB
110 North Main Street
Greenville, PA 16125
412-588-2100

Hahnemann Hospital-SB
Broad and Vine Streets, MS 113
Philadelphia, PA 19102
215-448-7154

Hamot Medical Center-S
201 State Street
Erie, PA 16550
814-455-6711

Hanover General Hospital-SB
300 Highland Avenue
Hanover, PA 17331
717-637-3711

Harrisburg Hospital-SB
South Front Street
Harrisburg, PA 17101
717-782-3131

Hazleton General Hospital-SB
East Broad Street
Hazleton, PA 18201
717-454-2441

Health Network Laboratories-SB
17th and Chew Streets
Allentown, PA 18102
215-778-2236

Highlands Hospital and Health Center-SB
401 East Murphy Avenue
Connellsville, PA 15425
412-628-1500

Holy Spirit Hospital-SB
503 North 21st Street
Camp Hill, PA 17011
717-763-2206

Indiana Hospital-Department of Medicine-S
P.O. Box 788
Indiana, PA 15701
412-357-7166

Jameson Memorial Hospital-S
1211 Wilmington Avenue
New Castle, PA 16105
412-658-9001

J. C. Blair Memorial Hospital-S
Warm Springs Avenue
Huntingdon, PA 16652
814-643-8645

Jeanes Hospital-S
7600 Central Avenue
Philadelphia, PA 19111
215-728-2347

Jeannette District Memorial Hospital-S
Jefferson Avenue
Jeannette, PA 15644
412-527-3551

Jefferson Regional Health Services, Inc.-Brookville Div.-S
100 Hospital Road
Brookville, PA 15825
814-849-2312

John F. Kennedy Memorial Hospital-S
Cheltenham Avenue and Langdon Streets
Philadelphia, PA 19124
215-831-7203

Kensington Hospital-S
136 W. Diamond Street
Philadelphia, PA 19122
215-426-8100

LabOne, Inc.-SB
8915 Lenexa Drive
Overland Park, KS 66214
913-888-1770

Laboratory Corporation of America-SB
750 Walnut Avenue
Cranford, NJ 07016
908-272-2511

Laboratory Corporation of America-SB
13900 Park Center Road
Herndon, VA 22071
703-742-3100

Lab Corp. of America Holdings-SB
69 First Avenue, PO Box 500
Raritan, NJ 08869
201-526-2400

Lab Corp. of America Holdings-SB
6370 Wilcox Road
Dublin, OH 43017
800-282-7300

Lancaster General Hospital-S
555 North Duke Street, P.O. Box 3555
Lancaster, PA 17603
717-299-5511

Lancaster General Hospital-Susquehanna Division-S
631 Poplar Street
Columbia, PA 17512
717-684-2841

Latrobe Area Hospital-B
West Second Avenue
Latrobe, PA 15650
412-537-1550

Lee Hospital-SB
320 Main Street
Johnstown, PA 15901
814-533-0130

Lewistown Hospital-SB
Highland Avenue
Lewistown, PA 17044
717-248-5411

Lock Haven Hospital-B
24 Cree Drive
Lock Haven, PA 17745
717-893-5000

Lower Bucks Hospital-SB
501 Bath Road
Bristol, PA 19007
215-785-9200

Main Line Clinical Laboratories-Bryn Mawr-CP-S
Bryn Mawr Avenue
Bryn Mawr, PA 19010
610-526-3554

Main Line Clinical Laboratories-Lankenau-CP-S
100 East Lancaster Avenue
Wynnewood, PA 19096
610-645-2615

Main Line Clinical Laboratories-Paoli Memorial-CP-S
255 W. Lancaster Avenue
Paoli, PA 19301
610-648-1000

Marian Community Hospital-S
100 Lincoln Avenue
Carbondale, PA 18407
717-282-2100

McKeesport Hospital-S
1500 Fifth Avenue
McKeesport, PA 15132
412-664-2233

Meadville Medical Center-Liberty Street-S
751 Liberty Street
Meadville, PA 16335
814-336-3121

MedExpress/National Laboratory Center, Inc.-SB
3955 Vantech Drive
Memphis, TN 38115
901-795-1515

The Medical Center, Beaver, PA, Inc.-S
1000 Dutch Ridge Road
Beaver, PA 15009
412-728-7000

Medical Center of Delaware-Department of Pathology-S
4755 Ogletown-Stanton Road
Newark, DE 19718
312-733-3625

Medical Center of Delaware-Department of Pathology-S
501 W. 14th Street
Wilmington, DE 19899
302-733-3625

Medical College Hospital-Bucks County Campus-S
225 Newtown Road
Warminster, PA 18974
215-441-6700

Medical College Hospital-Elkins Park Campus-SB
60 East Township Line
Elkins Park, PA 19117 215-663-6102

Medical College Hospital-Main Clinic Campus-S
3300 Henry Avenue
Philadelphia, PA 19129
215-842-6615

Medlab Clinical Testing, Inc.-S
212 Cherry Lane
New Castle, DE 19720
800-633-5221

Memorial Hospital-SB
325 South Belmont Street, P.O. Box 15118
York, PA 17403
717-843-8623

Memorial Hospital Lab-SB
R.D. #1
Towanda, PA 18848
717-265-2191

Memorial Hospital of Bedford County-SB
Route 1
Everett, PA 15537
814-623-6161

Mercy Catholic Medical Center-Fitzgerald Division-S
Lansdowne Avenue and Bailey Road
Darby, PA 19023
610-237-4175

Mercy Catholic Medical Center-Misericordia Division-S
5301 Cedar Avenue
Philadelphia, PA 19143
215-748-9170

Mercy Haverford Hospital Laboratory-S
2000 Old West Chester Pike
Haverford, PA 19083
610-645-3600

Mercy Hospital-SB
2500 Seventh Avenue
Altoona, PA 16602
814-949-4495

Mercy Hospital-S
Pride and Locust Streets
Pittsburgh, PA 15219
412-232-7831

Mercy Hospital-S
746 Jefferson Avenue
Scranton, PA 18510
717-348-7100

Mercy Hospital Laboratory-S
25 Church Street
Wilkes-Barre, PA 18765
717-826-3100

Mercy Providence Hospital-S
1004 Arch Street
Pittsburgh, PA 15212
412-323-5783

Methodist Hospital-SB
2301 South Broad Street
Philadelphia, PA 19148
215-952-9059

MidValley Hospital-S
1400 Main Street
Peckville, PA 18452
717-489-7546

Miner's Hospital Lab of North Cambria-B
Crawford Avenue and First Street
Spangler, PA 15775
814-948-7171

Monongahela Valley Hospital, Inc.-S
Country Club Road, Route 88
Monongahela, PA 15063
412-258-2000

Monsour Medical Center-S
70 Lincoln Way East
Jeannette, PA 15644
412-527-1511

Montgomery Hospital Laboratory-S
Powell and Fornance Streets
Norristown, PA 19401
610-270-2173

Montrose General Hospital-B
3 Grow Avenue
Montrose, PA 18801
717-278-3801

Moses Taylor Hospital-S
700 Quincy Avenue
Scranton, PA 18510
717-963-2100

Muhlenberg Hospital Center-S
2545 Schoenersville Road
Bethlehem, PA 18017
610-861-2261

Nason Hospital-B
Nason Drive
Roaring Spring, PA 16673
814-224-6215

National Medical Services, Inc.-Laboratory-SB
2300 Stratford Avenue
Willow Grove, PA 19090
215-657-3565

National Psychopharmacology Laboratory, Inc.-B
9320 Park West Boulevard
Knoxville, TN 37923
615-690-8101

Nazareth Hospital-SB
2601 Holme Avenue
Philadelphia, PA 19152
215-335-6245

Neumann Medical Center, Inc.-S
Frankford Avenue and Palmer Street
Philadelphia, PA 19125
215-291-2118

North Hills Passavant Hospital-S
9100 Babcock Boulevard
Pittsburgh, PA 15237
412-367-6700

North Penn Hospital-S
100 Medical Campus Drive
Lansdale, PA 19446
215-368-2100

Northeastern Hospital-S
2301 East Allegheny Avenue
Philadelphia, PA 19134
215-291-3671

Northwest Medical Center-Franklin-S
1 Spruce Street
Franklin, PA 16323
814-437-7000

Northwest Medical Center, Oil City Campus-SB
174 East Bissell Avenue
Oil City, PA 16301
814-677-1711

Ohio Valley General Hospital-S
Heckel Road
McKees Rocks, PA 15136
412-777-6244

Omega Medical Laboratories, Inc.-SB
2001 State Hill Road, Suite 100
Wyomissing, PA 19610
610-378-1900

PA Department of Health, Bureau of Laboratories-SB
P.O. Box 500
Exton, PA 19341-0500
610-363-8500

PA State Police Lab-Bethlehem Regional Laboratory-SB
2930 Airport Road
Bethlehem, PA 18017-2149
610-861-2103

PA State Police Lab-Erie-SB
4310 Iroquois Avenue
Erie, PA 16511
814-899-8447

PA State Police Lab-Greensburg-SB
PA State Police, P.O. Box P
Greensburg, PA 15601
412-832-3299

PA State Police Lab-Harrisburg-SB
1800 Elmerton Avenue
Harrisburg, PA 17110
717-783-5548

PA State Police Lab-Lima-SB
350 N. Middletown Road
Media, PA 19063
610-566-9066

PA State Police Lab-Wyoming-SB
479 Wyoming Avenue
Wyoming, PA 18644
717-826-2230

Palmerton Hospital-S
135 Lafayette Avenue
Palmerton, PA 18071
610-826-3141

Philadelphia Police Laboratory-SB
Room 305 PAB, 8th & Race Streets
Philadelphia, PA 19106
215-592-5831

Philipsburg Area Hospital-S
210 Lock Lomond Road
Philipsburg, PA 16866
814-342-7112

Phoenixville Hospital-S
140 Nutt Road
Phoenixville, PA 19460
610-933-9281

Pittsburgh Criminalistics-SB
1320 Fifth Avenue
Pittsburgh, PA 15219
412-391-6118

Pocono Medical Center Lab-SB
206 East Brown Street
East Stroudsburg, PA 18301
717-476-3544

Polyclinic Medical Center-SB
2601 North Third Avenue
Harrisburg, PA 17110
717-782-4141

Pottstown Memorial Medical Center-S
1600 East High Street
Pottstown, PA 19464
215-327-7111

Pottsville Hospital and Warne Clinic-SB
420 South Jackson Streets
Pottsville, PA 17901
717-622-6120

Presbyterian Medical Center of UPHS-S
51 North 39th Street
Philadelphia, PA 19104
215-662-6000

Quality Medical Lab-SB
215 North 12th Street, Box 316
Reading, PA 19603
215-378-2000

Reading Hospital and Medical Center-S
Sixth and Spruce Streets
Reading, PA 19603
610-378-6080

Riddle Memorial Hospital-S
Baltimore Pike Highway 1
Media, PA 19063
215-566-9400

Robert Packer Hospital-SB
200 South Wilbur Avenue
Sayre, PA 18840
717-888-6666

Roxborough Memorial Hospital-S
5800 Ridge Avenue
Philadelphia, PA 19128
215-483-9900

Sacred Heart Hospital-S
Fourth and Chew Streets
Allentown, PA 18102
610-776-4727

Saint Agnes Medical Center-S
1900 South Broad Street
Philadelphia, PA 19145
215-339-4100

Saint Clair Memorial Hospital-S
1000 Bower Hill Road
Pittsburgh, PA 15243
412-561-4900

Saint Francis Central Hospital-S
1200 Centre Avenue
Pittsburgh, PA 15219
412-562-3060

Saint Francis Medical Center-North-SB
One Francis Way
Mars, PA 16046
412-772-5300

Saint Francis Hospital-S
1000 South Mercer Street
New Castle, PA 16101
412-658-3511

Saint Francis Medical Center-SB
400-45th Street
Pittsburgh, PA 15201
412-622-4838

Saint Joseph Hospital-S
250 College Avenue, P.O. Box 3509
Lancaster, PA 17604
717-291-8022

Saint Joseph's Hospital-Div. of NPHS-S
16th Street and Girard Avenue
Philadelphia, PA 19130
215-787-9000

Saint Lukes Hospital-S
801 Ostrum Street
Bethlehem, PA 18015
610-691-4141

Saint Margaret's Memorial Hospital-S
815 Freeport Road
Pittsburgh, PA 15215
412-784-4000

Saint Mary Hospital-S
Langhorne & Newtown Roads
Langhorne, PA 19047
215-750-2162

St. Marys Regional Medical Center-B
763 Johnsonburg Road
St. Marys, PA 15857
814-834-8519

Saint Vincent Health Center-S
232 West 25th Street
Erie, PA 16544
814-452-5383

Sewickley Valley Hospital Laboratory-S
Blackburn Road and Fitch Drive
Sewickley, PA 15143
412-741-6600

Shadyside Hospital-S
5230 Centre Avenue
Pittsburgh, PA 15232
412-622-2315

Sharon Regional Health System-SB
740 East State Street
Sharon, PA 16146
412-983-3911

Shenango Valley Medical Center-SB
2200 Memorial Drive
Farrell, PA 16121
412-981-3500

Sierra Analytical Laboratories-SB
625 East Drinker Street
Dunmore, PA 18512
717-341-2224

SmithKline Beecham Clinical Laboratories, Inc.-SB
400 Egypt Road
Norristown, PA 19403
610-631-4200

SmithKline Beecham Clinical Laboratories, Inc.-SB
2300 Market Street, Suite 101
Philadelphia, PA 19103
215-567-2800

Soldiers & Sailors Memorial Hospital-S
Central Avenue
Wellsboro, PA 16901
717-724-1631

Somerset Hospital Laboratory-SB
225 South Center Avenue
Somerset, PA 15501
814-443-2626

South Hills Health System-Jefferson-SB
Coal Valley Road
Pittsburgh, PA 15236
412-469-5723

Southern Chester County Medical Center-S
1015 West Baltimore Pike
West Grove, PA 19390
610-869-1080

Springfield Hospital-S
Sproul and Thompson Roads
Springfield, PA 19064
610-328-9200

St. Lukes Quakertown Hospital-S
Eleventh Street & Park Avenue, PO Box 9003
Quakertown, PA 18951
215-536-2400

Suburban General Hospital-S
100 S. Jackson Avenue
Bellevue, PA 15202
412-734-6000

Suburban General Hospital-S 2701 DeKalb Pike
Norristown, PA 19404
610-278-2075

Taylor Hospital-S
175 East Chester Pike
Ridley Park, PA 19078
610-595-6450

Temple University Hospital-S
3401 N. Broad Street
Philadelphia, PA 19140
215-221-3453

Thomas Jefferson University Hospital-S
125 South 11th Street, 204 Pavillion
Philadelphia, PA 19107
215-955-6374

Titusville Area Hospital-S
406 West Oak Street
Titusville, PA 16354
814-827-1851

Toxi-Con-SB
120 Monahan Avenue, Suite 101
Dunmore, PA 18512
717-963-0722

Tyler Memorial Hospital-S
RD #1, Route 6
Tunkhannock, PA 18657
717-836-2161

Tyrone Hospital-SB
Clay Avenue Extension
Tyrone, PA 16686
814-684-1255

United Community Hospital-S
631 North Broad Street Ext.
Grove City, PA 16127
412-458-5442

University Hospital-M.S. Hershey Medical Center-S
500 University Avenue
Hershey, PA 17033
717-531-8353

University of Pittsburgh Medical Center-CLSI-SB
200 Lothrop Street, CLSI Room 5929 MT
Pittsburgh PA 15213
412-647-7813

Warren General Hospital-SB
212 Crescent Park West
Warren, PA 16365
814-723-3300

Washington Hospital-S
155 Wilson Avenue
Washington, PA 15301
412-225-7000

Wayne Memorial Hospital-S
601 Park Street
Honesdale, PA 18431
717-253-1300

Waynesboro Hospital-SB
East Main Street
Waynesboro, PA 17268
717-765-3403

West Virginia University Hospitals-S
Clinical Laboratories
PO Box 8009
Morgantown, WV 26506
304-598-4241

Western Pennsylvania Hospital-S
4800 Friendship Avenue
Pittsburgh, PA 15224
412-578-5779

Western Reserve Care System-SB
500 Gypsy Lane
Youngstown, OH 44504
216-740-3794

Westmoreland Hospital-S
532 W. Pittsburgh Street
Greensburg, PA 15601
412-832-4365

Wilkes-Barre General Hospital-SB
Corner North River and Auburn Streets
Wilkes-Barre, PA 18764
717-829-8111

Williamsport Hospital and Medical Center-B
777 Rural Avenue
Williamsport, PA 17701
717-321-2300

Windber Hospital and Wheeling Clinic-SB
600 Somerset Avenue
Windber, PA 15963
814-467-6611

York Hospital-SB
1001 South George Street
York, PA 17405
717-771-2696

[Pa.B. Doc. No. 96-1170. Filed for public inspection July 19, 1996, 9:00 a.m.]

Notice of Beginning of Review; Certificate of Need

The Department has completed its preliminary assessment of the following applications for the offering, development, construction, renovation, expansion or establishment of reviewable clinically related health services or health care facilities. This notice is published in accordance with sections 702(c), 704(a) and 704(b) of the Health Care Facilities Act (35 P. S. §§ 448.702(c), 704(a) and 704(b)).

CON-95-F-2424-B: Centre Community Hospital, 1800 East Park Avenue, State College, PA 16803-6797. The applicant proposes to establish a 16-bed hospital-based skilled nursing facility (HB/SNF) through the conversion of acute care beds, at an estimated cost of \$1,050,134.

The project is scheduled to be reviewed and a decision rendered by the Department of Health within 90 days beginning July 20, 1996. Any interested person, as defined in section 103 of the act (35 P. S. § 448.103) may request a public meeting. Requests must be made in writing within 15 days of this notice, to the Department of Health, Division of Need Review, Room 1027, Health and Welfare Building, Harrisburg, PA 17120. In order to preserve any appeal rights under section 506(a) of the act (35 P. S. § 448.506(a)) regarding the decisions made on these applications, any interested person as defined in the act must request a public meeting and participate in that meeting.

If the Department of Health receives a timely request for public meeting, such meeting will be held in Room 812 of the Health and Welfare Building, Seventh and Forster Streets, Harrisburg, PA. The public meeting will be conducted on Friday, August 23, 1996, at 1 p.m. Persons who need an accommodation due to a disability and want to attend this meeting should contact Jack W. Means, Jr., Director, Division of Need Review at (717) 787-5601 at least 24 hours in advance so arrangements can be made. This meeting is subject to cancellation without further notice.

For additional information, contact the Division of Need Review at (717) 787-5601.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 96-1171. Filed for public inspection July 19, 1996, 9:00 a.m.]

Preventive Health Advisory Committee; Meeting Scheduled

The Preventive Health Advisory Committee is scheduled to hold a meeting on August 5, 1996, from 9:30 a.m. to 3:30 p.m. in Room 812 of the Health and Welfare Building, Harrisburg, PA. Anyone wishing to attend the meeting or having questions regarding the meeting should contact Emilie M. Tierney, Director, Bureau of Preventive Health Programs, at (717) 787-6214.

Persons who require reasonable accommodations or who have special needs in accordance with the Americans Disabilities Act of 1990 should contact Emilie M. Tierney at (717) 787-6214 at least 10 days prior to the meeting.

This meeting is subject to cancellation without notice.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 96-1172. Filed for public inspection July 19, 1996, 9:00 a.m.]

Renal Disease Advisory Committee; Public Meeting

The Renal Disease Advisory Committee, established by section 4 of the act of June 23, 1970 (P. L. 419, No. 140) (35 P. S. § 6204), will hold a public meeting on Friday, July 26, 1996.

The meeting will be held in the Rachel Carson Building, First Floor Conference Room, 400 Market Street, Harrisburg, PA from 10 a.m. to 3 p.m.

For additional information, please contact Jane E. Renaut, Director of the Renal Disease Program, Division of Special Health Care Needs at (717) 787-9772. Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Isabell M. Cain at (717) 787-9772 [TDD: (717) 783-6514/Network TDD: 8-443-6514].

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 96-1173. Filed for public inspection July 19, 1996, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The contractors referenced below have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-11—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these firms or this person, or any firms, corporations or partnerships in which such firms or person has an interest, shall be awarded no contract for 3 years after the date listed.

JOHNNY J. BUTLER,
Secretary

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
M.D.A. Mechanical Contractors, Inc., and August McRandal (Fed. ER Tax ID No. 25-1429715)	305 Freeport Road Pittsburgh, PA 15215	6/28/96

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Neutron Electric, Inc. (Fed. ER Tax ID No. 23-2063311)	3011 Edgemont Street Philadelphia, PA 19134	6/28/96

[Pa.B. Doc. No. 96-1174. Filed for public inspection July 19, 1996, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Availability of the Low-Income Home Energy Assistance Program Proposed State Plan and Public Hearing Schedule

The Department of Public Welfare is making available for public review and comment the Fiscal Year (FY) 1996-97 Low-Income Home Energy Assistance Program (LIHEAP) proposed State Plan. Comments on this document and testimony received at public hearings scheduled for August will be used to formulate the Department's final State Plan for using Federal funds in the FY 1996-97 LIHEAP Program.

The Department has sent advance copies of the proposed State Plan to the LIHEAP Advisory Committee. In addition, copies have been sent to fuel associations, legal service agencies and Area Agencies on Aging for distribution to their members or constituents. Other persons who want copies can obtain them after August 9, 1996, either by contacting their local county assistance office or by calling Julie Charles at (717) 772-7919 or (717) 772-7907.

The Department will hold five public hearings throughout the Commonwealth to allow testimony on the proposed State Plan and fulfill the Federal mandate for public input into the planning process. This mandate appears in Title XXVI (The Low-Income Home Energy Assistance Act of 1981) (Pub. L. 97-35, 42 U.S.C.A. §§ 8621 et. seq.) as amended by the Human Services Reauthorization Act of 1984 (Pub. L. 98-558), the Human Services Reauthorization Act of 1986 (Pub. L. 99-425), the Augustus F. Hawkins Human Services Reauthorization Act of 1990 (Pub. L. 101-501), the National Institutes of Health Revitalization Act of 1993 (Pub. L. 103-43), and the Low-Income Home Energy Assistance Amendments of 1994 (Pub. L. 103-252).

Public Hearing Schedule:

August 27, 1996, 10 a.m.—12 noon, County Courthouse, Gold Room, 436 Grant Street, Pittsburgh, PA

August 27, 1996, 1 p.m.—4 p.m., City Council Chambers, Erie City Hall, Perry Square, Erie, PA.

August 29, 1996, 10 a.m.—1 p.m., Philadelphia State Office Building, Governor's Penthouse, 1400 Spring Garden Street, Philadelphia, PA.

August 29, 1996, 1 p.m.—4 p.m., Lycoming County Assistance Office, Board Room, 400 Little League Boulevard, Williamsport, PA.

August 30, 1996, 10 a.m.—12 noon, Health and Welfare Building, Room 812, Forster Street, Harrisburg, PA.

Persons who wish to testify on the proposed State Plan at a public hearing should arrange a time by telephoning (717) 772-7919 or (717) 772-7907 before August 19, 1996. Persons from outside the Harrisburg area should call toll-free 1 (800) 692-7462 or send a written request, including their telephone number, to Joan S. Brenner, Director of the Division of Cash Assistance, Department of Public Welfare, DPW Complex 2, Willow Oak Building, Room 224, Harrisburg, PA 17110.

Persons with a disability may use the AT&T Relay Service by calling 1 (800) 654-5984 (TDD users) or 1 (800) 654-5988 (Voice users), or may use the Department of Public Welfare TDD by calling 1 (717) 787-3616. Persons who require another alternative format should contact India Wood at (717) 783-2212.

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 96-1175. Filed for public inspection July 19, 1996, 9:00 a.m.]

Income Limits for the Subsidized Child Day Care Program

The Department of Public Welfare increases the income limits codified at 55 Pa. Code § 3040.62(c), § 3040.63(a)(4), (b) and (c), and § 3040 Appendix B effective July 1, 1996. Based on the increased income limits, the Department of Public Welfare has also revised Appendix C, reference companion to Appendix B and Fee Formula—Statement of Policy.

The regulation at 55 Pa. Code § 3040.62(c) establishes the Department's requirement to update the income conversion charts located at 55 Pa. Code Chapter 3040 Appendix B and the companion Fee Schedule in Appendix C. Appendices B and C are being revised to reflect the changes in the Federal Poverty Income Guidelines (FPIG) which establish the annual income guidelines for the subsidized child day care program. Effective July 1, 1996, the income guidelines will be increased due to the increase in the FPIG. The Fee Schedule is adjusted to reflect the increases in the income guidelines. Appendix B establishes the income limit of 235% of the FPIG to be used to establish a family's eligibility. Appendix B also establishes the family fee levels according to the family's computed annual income and the family's priority for service in comparing the computed family income to the percentage of the FPIG. Appendix C lists the weekly family fee based on the annual family income.

Under 55 Pa. Code § 3040.62(c), the Department of Public Welfare revised the income limits for the subsidized child day care program effective July 1, 1996. Those limits and corresponding fees are set forth in Appendices B and C which are recommended for codification in 55 Pa. Code Chapter 3040.

FEATHER O. HOUSTOUN,
Secretary

NOTICES

APPENDIX B

1996-1997 Federal Poverty Income Guidelines and DPW Conversion Chart

% FPL	N%	FAMILY SIZE OF: 1		FAMILY SIZE OF: 2		FAMILY SIZE OF: 3		FAMILY SIZE OF: 4	
50%	5%	\$0	\$3,870	\$0	\$5,180	\$0	\$6,490	\$0	\$7,800
70%	6%	\$3,871	\$5,418	\$5,181	\$7,252	\$6,491	\$9,086	\$7,801	\$10,920
90%	7%	\$5,419	\$6,966	\$7,253	\$9,324	\$9,087	\$11,682	\$10,921	\$14,040
110%	8%	\$6,967	\$8,514	\$9,325	\$11,396	\$11,683	\$14,278	\$14,041	\$17,160
130%	9%	\$8,515	\$10,062	\$11,397	\$13,468	\$14,279	\$16,874	\$17,161	\$20,280
150%	10%	\$10,063	\$11,610	\$13,469	\$15,540	\$16,875	\$19,470	\$20,281	\$23,400
170%	11%	\$11,611	\$13,158	\$15,541	\$17,612	\$19,471	\$22,066	\$23,401	\$26,520
190%	12%	\$13,159	\$14,706	\$17,613	\$19,684	\$22,067	\$24,662	\$26,521	\$29,640
210%	13%	\$14,707	\$16,254	\$19,685	\$21,756	\$24,663	\$27,258	\$29,641	\$32,760
235%	14%	\$16,255	\$18,189	\$21,757	\$24,346	\$27,259	\$30,503	\$32,761	\$36,660
50%		\$3,870		\$5,180		\$6,490		\$7,800	
100%		\$7,740		\$10,360		\$12,980		\$15,600	
185%		\$14,319		\$19,166		\$24,013		\$28,860	

% FPL	N%	FAMILY SIZE OF: 5		FAMILY SIZE OF: 6		FAMILY SIZE OF: 7		FAMILY SIZE OF: 8	
50%	5%	\$0	\$9,110	\$0	\$10,420	\$0	\$11,730	\$0	\$13,040
70%	6%	\$9,111	\$12,754	\$10,421	\$14,588	\$11,731	\$16,422	\$13,041	\$18,256
90%	7%	\$12,755	\$16,398	\$14,589	\$18,756	\$16,423	\$21,114	\$18,257	\$23,472
110%	8%	\$16,399	\$20,042	\$18,757	\$22,924	\$21,115	\$25,806	\$23,473	\$28,688
130%	9%	\$20,043	\$23,686	\$22,925	\$27,092	\$25,807	\$30,498	\$28,689	\$33,904
150%	10%	\$23,687	\$27,330	\$27,093	\$31,260	\$30,499	\$35,190	\$33,905	\$39,120
170%	11%	\$27,331	\$30,974	\$31,261	\$35,428	\$35,191	\$39,882	\$39,121	\$44,336
190%	12%	\$30,975	\$34,618	\$35,429	\$39,596	\$39,883	\$44,574	\$44,337	\$49,552
210%	13%	\$34,619	\$38,262	\$39,597	\$43,764	\$44,575	\$49,266	\$49,553	\$54,768
235%	14%	\$38,263	\$42,817	\$43,765	\$48,974	\$49,267	\$55,131	\$54,769	\$61,288
50%		\$9,110		\$10,420		\$11,730		\$13,040	
100%		\$18,220		\$20,840		\$23,460		\$26,080	
185%		\$33,707		\$38,554		\$43,401		\$48,248	

% FPL	N%	FAMILY SIZE OF: 9		FAMILY SIZE OF: 10		FAMILY SIZE OF: 11		FAMILY SIZE OF: 12	
50%	5%	\$0	\$14,350	\$0	\$15,660	\$0	\$16,970	\$0	\$18,280
70%	6%	\$14,351	\$20,090	\$15,661	\$21,924	\$16,971	\$23,758	\$18,281	\$25,592
90%	7%	\$20,091	\$25,830	\$21,925	\$28,188	\$23,759	\$30,546	\$25,593	\$32,904
110%	8%	\$25,831	\$31,570	\$28,189	\$34,452	\$30,547	\$37,334	\$32,905	\$40,216
130%	9%	\$31,571	\$37,310	\$34,453	\$40,716	\$37,335	\$44,122	\$40,217	\$47,528
150%	10%	\$37,311	\$43,050	\$40,717	\$46,980	\$44,123	\$50,910	\$47,529	\$54,840
170%	11%	\$43,051	\$48,790	\$46,981	\$53,244	\$50,911	\$57,698	\$54,841	\$62,152
190%	12%	\$48,791	\$54,530	\$53,245	\$59,508	\$57,699	\$64,486	\$62,153	\$69,464
210%	13%	\$54,531	\$60,270	\$59,509	\$65,772	\$64,487	\$71,274	\$69,465	\$76,776
235%	14%	\$60,271	\$66,445	\$65,773	\$73,602	\$71,275	\$79,759	\$76,777	\$85,916
50%		\$14,350		\$15,660		\$16,970		\$18,280	
100%		\$28,700		\$31,320		\$33,940		\$36,560	
185%		\$53,095		\$57,942		\$62,789		\$67,636	

APPENDIX C

PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE
 SUBSIDIZED CHILD DAY CARE FEE CHART
 (BASED ON THE 1996 FEDERAL POVERTY SCALES)

<i>FEE:</i>	<i>1 person household:</i>	<i>2 person household:</i>	<i>3 person household:</i>	<i>4 person household:</i>	<i>5 person household:</i>	<i>6 person household:</i>
\$5.00	\$8,514	\$10,051	\$11,682	\$13,367	\$14,677	\$15,987
\$10.00	\$10,367	\$12,399	\$14,278	\$15,921	\$17,231	\$18,756
\$15.00	\$12,140	\$14,277	\$16,598	\$17,908	\$20,042	\$21,791
\$20.00	\$13,617	\$15,813	\$18,187	\$20,280	\$22,107	\$23,417
\$25.00	\$14,867	\$17,612	\$19,487	\$22,097	\$23,686	\$26,305
\$30.00	\$16,253	\$19,261	\$21,851	\$23,400	\$26,007	\$27,317
\$35.00	\$17,796	\$20,177	\$22,737	\$25,524	\$27,330	\$29,917
\$40.00	\$18,189	\$21,755	\$24,662	\$26,520	\$29,198	\$31,260
\$45.00	\$0	\$22,820	\$25,487	\$28,381	\$30,974	\$32,872
\$50.00	\$0	\$24,345	\$27,257	\$29,640	\$31,857	\$35,235
\$55.00	\$0	\$0	\$27,845	\$30,797	\$34,024	\$35,428
\$60.00	\$0	\$0	\$29,702	\$32,759	\$34,618	\$37,501
\$65.00	\$0	\$0	\$30,502	\$32,869	\$36,107	\$39,596
\$70.00	\$0	\$0	\$0	\$34,726	\$38,107	N/A
\$75.00	\$0	\$0	\$0	\$36,583	\$38,262	\$41,417
\$80.00	\$0	\$0	\$0	\$36,660	\$39,750	\$43,417
\$85.00	\$0	\$0	\$0	\$0	\$41,608	\$43,763
\$90.00	\$0	\$0	\$0	\$0	\$42,817	\$44,775
\$95.00	\$0	\$0	\$0	\$0	\$0	\$46,632
\$100.00	\$0	\$0	\$0	\$0	\$0	\$48,489
\$105.00	\$0	\$0	\$0	\$0	\$0	\$48,973

<i>FEE:</i>	<i>7 person household:</i>	<i>8 person household:</i>	<i>9 person household:</i>	<i>10 person household:</i>	<i>11 person household:</i>	<i>12 person household:</i>
\$5.00	\$17,297	\$18,607	\$20,090	\$21,924	\$23,465	\$24,775
\$10.00	\$21,011	\$22,321	\$23,631	\$24,941	\$26,251	\$27,561
\$15.00	\$23,101	\$24,411	\$25,830	\$28,188	\$29,966	\$31,276
\$20.00	\$25,806	\$27,661	\$28,971	\$30,281	\$31,591	\$32,904
\$25.00	\$27,615	\$31,814	\$31,570	\$33,531	\$34,841	\$36,151
\$30.00	\$30,497	\$31,814	\$33,124	\$34,452	\$37,334	\$39,401
\$35.00	\$31,227	\$33,904	\$36,013	\$37,323	\$38,633	\$40,216
\$40.00	\$33,827	\$35,137	\$37,310	\$40,212	\$41,522	\$42,832
\$45.00	\$35,190	\$37,737	\$39,047	\$40,716	\$44,122	\$45,721
\$50.00	\$36,545	\$39,120	\$41,647	\$42,957	\$44,267	\$47,528
\$55.00	\$38,909	\$40,219	\$43,050	\$45,557	\$46,867	\$48,177
\$60.00	\$39,882	\$42,583	\$43,893	\$46,980	\$49,467	\$50,777
\$65.00	\$40,977	\$44,336	\$46,256	\$47,566	\$50,910	\$53,377
\$70.00	\$43,144	\$44,454	\$48,620	\$49,930	\$51,240	\$54,840
\$75.00	\$44,574	\$46,621	\$48,790	\$52,293	\$53,603	\$54,913
\$80.00	\$44,727	\$48,787	\$50,097	\$53,244	\$55,967	\$57,277
\$85.00	\$46,727	\$49,552	\$52,264	\$53,574	\$57,698	\$59,641
\$90.00	\$48,727	\$50,037	\$54,431	\$55,741	N/A	\$62,004

<i>FEE:</i>	<i>7 person household:</i>	<i>8 person household:</i>	<i>9 person household:</i>	<i>10 person household:</i>	<i>11 person household:</i>	<i>12 person household:</i>
\$95.00	\$49,265	\$52,037	\$54,530	\$57,907	\$59,217	\$62,152
\$100.00	\$49,799	\$54,037	\$55,347	\$59,508	\$61,384	\$62,694
\$105.00	\$51,656	\$54,767	\$57,347	N/A	\$63,551	\$64,861
\$110.00	\$53,513	\$54,823	\$59,347	\$60,657	\$64,486	\$67,027
\$115.00	\$55,130	\$56,680	\$60,269	\$62,657	N/A	\$69,194
\$120.00	\$0	\$58,538	N/A	\$64,657	\$65,967	\$69,464
\$125.00	\$0	\$60,395	\$61,705	\$65,772	\$67,967	N/A
\$130.00	\$0	\$61,287	\$63,562	N/A	\$69,967	\$71,277
\$135.00	\$0	\$0	\$65,419	\$66,729	\$71,274	\$73,277
\$140.00	\$0	\$0	\$67,276	\$68,586	N/A	\$75,277
\$145.00	\$0	\$0	\$67,445	\$70,443	\$71,753	\$76,776
\$150.00	\$0	\$0	\$0	\$72,300	\$73,610	N/A
\$155.00	\$0	\$0	\$0	\$73,602	\$75,468	\$76,778
\$160.00	\$0	\$0	\$0	\$0	\$77,325	\$78,635
\$165.00	\$0	\$0	\$0	\$0	\$79,182	\$80,492
\$170.00	\$0	\$0	\$0	\$0	\$79,759	\$82,349
\$175.00	\$0	\$0	\$0	\$0	\$0	\$84,206
\$180.00	\$0	\$0	\$0	\$0	\$0	\$85,915

Fiscal Note: 14-NOT-125. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 96-1176. Filed for public inspection July 19, 1996, 9:00 a.m.]

Increases in Allowances for a Community Spouse and Dependent Living with the Spouse when the Other Spouse is Institutionalized and is Eligible for Medical Assistance

The Department of Public Welfare announces an increase in the community maintenance need allowances for the family of an individual who is aged, blind or disabled, is eligible for Medical Assistance and is institutionalized. The allowances affected are the monthly standard community spouse maintenance need allowance, the excess monthly shelter standard for the community spouse, and the standard monthly family member maintenance allowance for a dependent living with the community spouse.

The Spousal Impoverishment Provisions of the Medicare Catastrophic Coverage Act of 1988 (Section 303(a) of P. L. 100-360) (42 U.S.C.A. § 1396r-5) require the Department to make changes to the allowances on July 1st of each year based on the Federal Poverty Income Guidelines (FPIGs) issued by the Federal Department of Health and Human Services. The current FPIGs were published at 61 FR 8286 on March 4, 1996.

The State requirements are at 55 Pa. Code § 181.452, Posteligibility Determination of Income Available from an MA Eligible Person Toward the Cost of Care. The requirements provide that revisions be published as a notice in the *Pennsylvania Bulletin* and made available upon request at the county assistance offices.

The increases, effective July 1, 1996, are as follows:

Excess Monthly Shelter Standard	\$ 389
Community Spouse Maintenance Allowance	\$1,295

Dependent Living with Community Spouse Allowance \$1,295

FEATHER O. HOUSTON,
Secretary

Fiscal Note: 14-NOT-126. (1) General Fund; (2) Implementing year 1996-97 is \$1,145,000; (3) 1st succeeding year 1997-98 is \$1,404,000; 2nd succeeding year 1998-99 is \$1,435,000; 3rd succeeding year 1999-00 is \$1,467,000; 4th succeeding year 2000-01 is \$1,499,000; 5th succeeding year 2001-02 is \$1,532,000; (4) FY 1994-95 is \$593,822,000; FY 1993-94 is \$493,275,000; FY 1992-93 is \$463,007,000; (7) Medical Assistance—Long-Term Care; (8) recommends adoption. Funds are included in the 1996-97 budget submission for a portion of this change. Additional revisions to the appropriation will be made as part of the rebudget process.

[Pa.B. Doc. No. 96-1177. Filed for public inspection July 19, 1996, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

**Fayette, Greene, Washington and Westmoreland Counties
Reference No. 08430AG2003**

The Department of Transportation will retain an engineering firm to perform periodic NBIS inspections for State-owned bridges in Engineering District 12-0, that is,

Fayette, Greene, Washington and Westmoreland Counties. Approximately 145 bridges of various structure type and material will be involved, for example, reinforced concrete, prestressed concrete, steel beam, steel truss and others. A detailed listing of the bridges will be distributed during the Scope of Work meeting.

The selected engineering firm will be required to inspect/reinspect approximately 145 selected State-owned bridges at various locations and provide updated inspection reports including a bridge load capacity rating/re-rating and/or posting recommendation as warranted; furnish bridge inventory and appraisal data, and completed BMS coding sheets; provide inventory and operation ratings based on existing conditions for H, HS and ML80 loadings; and provide posting recommendations in accordance with the Department's current load posting policy.

Technical questions concerning the requirements for this project should be directed to Jeffrey S. Thompson, P.E., District 12-0, at (412) 439-7134.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

General Requirements and Information

Firms interested in performing any of the above services are invited to submit letters of interest to: Director, Consultant Selection Committee, Room 1118, Transportation and Safety Building, Harrisburg, PA 17120.

A separate letter of interest and required forms must be submitted for each project for which the applicant wishes to be considered. The letter of interest and required forms must be received within 13 calendar days of this notice. The deadline for receipt of a letter of interest at the above address is 4:30 p.m. of the thirteenth day.

If the project advertisement indicates that the Department will retain an engineering firm, letters of interest will only be accepted from individuals, firms or corporations duly authorized to engage in the practice of engineering. If an individual, firm or corporation not authorized to engage in the practice of engineering desires to submit a letter of interest, said individual, firm or corporation may do so as part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the letter of interest. If the selected firm fails to meet the goal established, it shall be required to demonstrate its good faith efforts to attain the goal. Failure to meet the

goal and to demonstrate good faith efforts may result in being barred from Department contracts in the future.

Responses are encouraged by small engineering firms, disadvantaged business enterprise engineering firms and other engineering firms who have not previously performed work for the Department of Transportation.

Each letter of interest must include in the heading, the firm's Federal Identification Number and the Project Reference Number indicated in the advertisement. The letter of interest must also include the following:

1. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project."

2. Standard Form 254, "Architect-Engineer and Related Services Questionnaire" not more than 1 year old as of the date of this advertisement, must accompany each letter of interest for the firm, each party to a joint venture and for each subconsultant the firm or joint venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor or a company. Please disregard the statements on Standard Form 255 that indicate a Standard Form 254 is only required if not already on file with the contracting office. The Department does not maintain a file for Standard Form 254 for contracting purposes; therefore, this Form is required for the prime consultant and each subconsultant as stated above.

3. Two copies of the Department's Form D-427 (Rev. 6-89), "Current Workload" for the firm submitting the letter of interest. At least one copy of Form D-427 must remain free and not bound in any way to any other portion of the letter of interest or accompanying documentation. Copies of Form D-427 are available upon request from the above address or by contacting the Department's Consultant Agreement Division at (717) 783-9309.

4. Firms with out-of-State headquarters or corporations not incorporated in Pennsylvania must include with each letter of interest a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

The Standard Form 255 must be filled out in its entirety including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project. If a Disadvantaged Business Enterprise (DBE) goal is specified for the project, the DBE must be presently certified by the Department of Transportation, and the name of the firm and the work to be performed must be indicated in Item 6. If a Women Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

The Standard Form 254 must be signed and dated and must be less than 1 year old as of the date of this advertisement. A Standard Form must accompany each letter of interest for the firm submitting the letter of interest, each party to a joint venture, and for each subconsultant shown under Item 6 of the Standard Form 255.

Unless other factors are identified under the individual project reference number, the following factors, listed in

their order of importance, will be considered by the Committee during their evaluation of the firms submitting letters of interest:

- a. Specialized experience and technical competence of firm.
- b. Past record of performance with respect to cost control, work quality, and ability to meet schedules. The specific experience of individuals who constitute the firms shall be considered.
- c. Current workload and capacity of firm to perform the work within the time limitations.
- d. Location of consultant.
- e. Special requirements of the project.
- f. Other factors, if any, specific to the project.

The Department currently limits its participation in the remuneration of principals or consultant employees performing work on projects to \$72,800 per annum or \$35 per hour or their actual audited remuneration, whichever is less. The Department currently limits its participation in the consultant's indirect payroll costs (overhead) on design and miscellaneous projects to 130% of the direct payroll cost or the consultant's actual audited overhead rate, whichever is less. The Department currently limits its participation in the consultant's indirect payroll costs (overhead) on construction inspection projects to 85.2% of the direct payroll cost or the consultant's actual audited overhead rate, whichever is less. The Department's limitations will apply to the projects advertised above unless the Department policy is revised prior to the negotiation of an agreement or contract.

The assignment of the above services will be made to one of the firms responding to this notice, but the Committee reserves the right to reject all letters of interest submitted, to cancel the solicitations requested under this notice, and/or to readvertise solicitation for these services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 96-1178. Filed for public inspection July 19, 1996, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Utica Mutual Insurance Company v. DEP; Doc. Nos. 95-227-MG (Tunnelton Mining Company, Marion Mine Coal Refuse Disposal Area) and 95-228-MG (Tunnelton Mining Company, Marion Deep Mine and Prep Plant)

Utica Mutual Insurance Company (Utica) and the Department of Environmental Protection (Department) have agreed to a settlement of the above matter.

The parties have agreed to a settlement, the major provisions of which include that the three reclamation bonds underwritten by Utica for the Tunnelton Mining Company Marion Mine and the facilities related to the Marion Mine are forfeited. The Department will release Utica from liability for 85% of the payment under the forfeited bonds in accordance with a schedule of work to be completed to the Department's satisfaction. This work

includes sealing the shafts, slopes and boreholes, demolition of structures, grading and capping of the Coal Refuse Disposal Area, elimination and repair of impoundments and ponds, monitoring of static water levels and water quality of the Marion Mine Pool; topsoiling and seeding of the Mine and Mine-related facilities.

Utica will be released from payment of the final 15% of the forfeited bonds after permanent and stabile vegetation is re-established at the Marion Mine and the Marion Mine-related facilities and after a second agreement has been entered that provides for the perpetual collection and treatment of all surface discharges from the Marion Mine and the Marion Mine-related facilities according to effluent standards acceptable to the Department.

Copies of the full agreement are in the possession of:

Diana J. Stares, Regional Counsel and Gail A. Myers, Assistant Counsel, Department of Environmental Protection, Office of Chief Counsel, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4262;

William T. Gorton, III, Esquire, Stites and Harbison, 2300 Lexington Financial Center, 250 West Main Street, Lexington, KY 40507;

and at the offices of the Environmental Hearing Board, and may be reviewed by any interested person on request during normal business hours.

Persons who are aggrieved by the above settlement have a right to appeal to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457. Appeals must be filed within 20 days of this publication.

If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 783-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Service at 1 (800) 654-5984.

The Environmental Hearing Board is empowered to approve this settlement if no objection is timely filed with the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 96-1179. Filed for public inspection July 19, 1996, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 11 a.m., Wednesday, July 3, 1996, and took the following actions:

Regulation Approved:

State Board of Osteopathic Medicine #16A-536: Renewal Fees (amends 49 Pa. Code § 25.231)

Commissioners Present: Robert J. Harbison, III, Vice Chairperson; Arthur Coccodrilli; John F. Mizner; Irvin G. Zimmerman

Public meeting held
July 3, 1996

*State Board of Osteopathic Medicine—Renewal Fees; Doc
No. 16A-536*

Order

On January 29, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Osteopathic Medicine. This rulemaking would amend 49 Pa. Code § 25.231. The authority for this regulation is found in section 13.1(a) of the Osteopathic Medical Practice Act (63 P. S. § 271.13a(a)). The proposed regulation was published in the February 10, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 17, 1996.

The proposed regulation will require osteopathic physicians to pay \$140 biennially for renewal of their licenses, an increase of \$65 over the current biennial licensure fee of \$75. The regulation will affect all osteopathic physicians who are licensed to practice in Pennsylvania. Currently, there are approximately 5,600 licensees. The proposed increase will result in Pennsylvania having the twelfth lowest licensure fee in the United States.

The Senate Consumer Protection and Professional Licensure Committee voted to approve the regulation on June 25, 1996. The House Professional Licensure Committee approved the regulation on June 26, 1996.

As a result of our review of the proposed rulemaking, we expressed concern regarding the dramatic increase in some Board expenditures between the 1991-93 and the 1993-95 biennial cycles. In particular, Bureau of Professional and Occupational Affairs (BPOA) administration costs increased by approximately 165%, from \$25,270.11 to \$66,877.54. In addition, central support services costs increased 88%, from \$20,750 to \$39,100 and Board administration costs increased 28%, from \$120,200.58 to \$153,547.39. In our Comments, we requested that the Board provide a detailed explanation for the substantial increases in BPOA administration, central support services and Board administration costs.

In response to our inquiry concerning the increase in BPOA administration costs, the Board explained that when expenditures exceed the level of appropriations, the excess expenditure is rolled over into the next fiscal year and is recorded as that succeeding year's expenditure. Approximately \$25,000 of the increase in BPOA administration costs between the 1991-93 and the 1993-95 biennial cycles was the result of such a rollover. The \$25,000 rollover also reflects the Board's costs to reconstruct cases which were destroyed in the fire of June 16, 1994.

In addition to the \$25,000 rollover, the Board's remaining BPOA administration costs increased approximately \$16,600. The Board explained this increase was also fire related. Prior to the fire, BPOA offices were housed in a State government-owned building, and BPOA did not have to pay rent for office space. Since the fire, BPOA has incurred the additional expenses of renting office space from a private landlord and replacing office equipment which was destroyed in the fire.

The Board explained that the approximately 88% increase in central support services costs resulted from the reclassification of expenses attributable to the Office of Operations and Contract Management, which is a component of the Department of State's (Department's) central support services cost center. During the 1994-95 fiscal year, 14 positions were transferred from BPOA appropriations to the general government operations appropri-

tions. As a result, direct personnel expenses which the Department previously charged to BPOA were eliminated. The total payroll expenses for the 14 positions were prorated and charged to each of the Department program areas affected by the reclassified positions. Therefore, the increase in central support services costs reflects the Board's prorated share of the payroll expenses associated with the 14 reclassified positions.

According to the Board, three factors caused the 28% increase in Board administration costs from the 1991-93 to the 1993-95 biennial cycle. First, implementation of the legislatively mandated continuing medical education requirements for the 1994 renewal required multiple mailings to licensees to inform them of a proposed rulemaking on continuing education. The costs of preparing and mailing the notices increased Board administration costs.

Second, amendments to the Osteopathic Medical Practice Act relating to the certification and registration of respiratory care practitioners necessitated mass mailings to applicants to inform them of licensure requirements. In addition, the Board accrued overtime costs on several occasions in order to process all applications.

Finally, contractual pay and longevity increases for Board staff in the 1993-95 biennial cycle amounted to approximately 10%, or \$20,000. The combination of these three factors accounted for the increase in Board administration costs from the 1991-93 to the 1993-95 biennial cycle.

We have reviewed this regulation and find it to be in the public interest. Although the Board experienced substantial increases in specific expense categories between the 1991-93 and 1993-95 biennial cycles, the Board has adequately explained the reasons for the increases. In the overall, we find the proposed biennial renewal fee to be reasonable and in-line with fees in surrounding states.

Therefore, It Is Ordered That:

1. Regulation No. 16A-536 from the State Board of Osteopathic Medicine, as submitted to the Commission on June 17, 1996, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 96-1180. Filed for public inspection July 19, 1996, 9:00 a.m.]

Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following final-form regulations for review. The regulations will be considered within 30 days of their receipt at a public meeting of the Commission. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
	Revenue	7/9/96
15-369	Payments by Electronic Funds Transfer	
	JOHN R. MCGINLEY, Jr., <i>Chairperson</i>	

[Pa.B. Doc. No. 96-1181. Filed for public inspection July 19, 1996, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Robert Grudzinski; Doc. No. SC96-06-012

Notice is hereby given of the Order to Show Cause issued on June 27, 1996, by the Deputy Insurance Commissioner of the Commonwealth of Pennsylvania in the above-referenced matter. Violation of the following is alleged: sections 604, 633 and 633.1 of The Insurance Department Act of 1921 (40 P. S. §§ 234, 273 and 273.1); sections 4 and 5 of The Unfair Insurance Practices Act (40 P. S. §§ 1171.4, 1171.5 and 1171.9); and 31 Pa. Code §§ 37.46 and 37.47.

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If Respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); 1 Pa. Code §§ 31.1—35.251 (relating to General Rules of Administrative Practice and Procedure); 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed in writing with the Docket Clerk, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency ADA Coordinator at (717) 787-4298.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 96-1182. Filed for public inspection July 19, 1996, 9:00 a.m.]

Alleged Violation of Insurance Laws; Joseph M. Mendola; Doc. No. P95-12-011

Notice is hereby given of the Order to Show Cause issued on June 28, 1996, by the Deputy Insurance Commissioner of the Commonwealth of Pennsylvania in the above-referenced matter. Violation of the following is alleged: section 604 of The Insurance Department Act of 1921 (40 P. S. § 234).

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If Respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); 1 Pa. Code §§ 31.1—35.251 (relating to General Rules of Administrative Practice and Procedure); 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed in writing with the Docket Clerk, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency ADA Coordinator at (717) 787-4298.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 96-1183. Filed for public inspection July 19, 1996, 9:00 a.m.]

Mountain Laurel Assurance Company; Private Passenger Auto Program Rates

On July 3, 1996, the Insurance Department received from Mountain Laurel Assurance Company a filing for a rate level change for private passenger automobile insurance.

The company requested an overall 2.8% decrease amounting to -\$4.3 million annually which was approved effective August 2, 1996.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 96-1184. Filed for public inspection July 19, 1996, 9:00 a.m.]

Old Republic Insurance Company; International Business and Mercantile Reassurance Company; Workers' Compensation Group Retrospective Rating Plan

On June 27, 1996, the Insurance Department received a filing from the Old Republic Insurance Company and International Business and Mercantile Reassurance Company which describes eligibility criteria and premium calculation rules for a workers' compensation group retrospective rating plan. The rating plan would be written through them with a proposed August 1, 1996, effective date.

The objectives of this rating plan are to implement effective safety programs, improve medical care for the employees of plan members, and reduce workers' compensation costs for the group. Old Republic Insurance Company and International Business and Mercantile Reassurance Company will calculate the first interim estimated premium 18 months after the program's inception, and will recalculate the interim estimated premium annually thereafter until all subject loss are settled or at an earlier time by agreement with the group when a final reconciliation and adjustment is computed. Payment of additional premium to the two companies, or return premium by the two companies to the group, resulting from the calculation or recalculation of the adjusted premium, may be according to an agreement between the two companies and the group.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections, to Guo Harrison, Actuary, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 96-1185. Filed for public inspection July 19, 1996, 9:00 a.m.]

Pennsylvania Compensation Rating Bureau; Small Class Study and Resulting Manual Revision

On July 5, 1996, the Insurance Department received from the Pennsylvania Compensation Rating Bureau a filing for a change in the Workers' Compensation Manual resulting from the small class study. The filing proposes that change to be effective 12:01 a.m., September 1, 1996, with respect to new and renewal business only.

The revision involves the deletion of nine small classes, (Codes 103, 131, 508, 510, 672, 713, 0170, 7409 and 7419), and the reassignment of the operations previously assigned to those classes to larger classes with generally analogous operation and experience.

Except for the aircraft operations classes, the Bureau does not propose any revision in loss cost values for the classifications into which the various smaller classifications are proposed to be assimilated. The Bureau concurrently proposes a new loss cost calculation methodology for the aircraft operations classes, along with the revised loss cost values for those classes incorporated in the small class study.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections, to Guo Harrison, Actuary, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 96-1186. Filed for public inspection July 19, 1996, 9:00 a.m.]

Pennsylvania Compensation Rating Bureau; Workers' Compensation Manual Revision

On June 28, 1996, the Insurance Department received from the Pennsylvania Compensation Rating Bureau a filing for a change in Workers' Compensation Executive Officer Exclusion procedure.

Present procedure requires that paperwork be completed on each renewal policy to specifically identify all excluded executive officers. The filing proposes that the

paperwork for executive officer exclusion be processed each time an employer changes their insurance carrier group. The filing proposes the change in exclusion procedure become effective July 26, 1996.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections, to Larry Polin, Actuary, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 96-1187. Filed for public inspection July 19, 1996, 9:00 a.m.]

Pennsylvania Compensation Rating Bureau; Workers' Compensation Manual Revision; Classification Proposals

On July 3, 1996, the Insurance Department received from the Pennsylvania Compensation Rating Bureau a filing for changes in Workers' Compensation classification procedure to be effective 12:01 a.m., September 1, 1996.

The purposes for the proposed changes include more equitable alignment of rating values with demonstrated historical potential for loss and resolution of various administrative concerns which have arisen with respect to the current classification plan.

Ten new classifications are proposed to be established. Each proposed new classification would be applicable to specific business operations presently being reported under one or more existing classifications.

Ten existing classifications (Codes 255, 257, 281, 662, 924, 928, 941, 951 and 953) are proposed to be amended by the removal of component portions of their exposures proposed to become subject to the ten new classifications. The proposed amendments of existing classifications. The proposed amendments of existing classifications do not map on a "one-for-one" basis into the proposed new classifications, with many new classifications receiving portions of exposure from more than one existing code. In all cases, the existing classification remains applicable to types of business not being removed under these proposals.

Two classifications (Codes 922 and 958) are proposed to be amended by the addition of exposures currently subject to other existing codes.

One classification (Code 808) is clarified to reduce potential for misclassification and/or misallocation of exposures under the current classification plan.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections, to Guo Harrison, Actuary, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance,

1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 96-1188. Filed for public inspection July 19, 1996, 9:00 a.m.]

Repeal of Outdated Bulletins, Notices and Statements of Policy; Notice No. 1996-10

The Insurance Commissioner proposes to formally repeal the Bulletins, Notices and Statements of Policy listed in Annex A (collectively notices). Under Governor Tom Ridge's Executive Order 1996-1 of February 16, 1996, the Insurance Department reviewed its regulatory requirements to identify those mandates that are outdated, conflict with existing law, or are otherwise irrelevant. Those notices listed in Annex A are no longer necessary for the proper regulation of the insurance industry in the Commonwealth.

Many of the notices proposed for repeal were issued to provide guidance in advance of the promulgation of a regulation. Other notices announced a change in the law or Insurance Department practice, or announced a surcharge that was applicable in the upcoming year. Still others related to statutes that subsequently were repealed or modified.

The notices have continued in existence because they contained no formal expiration date. Insurance industry representatives who received these notices over the years have never received notification that the notices are no longer current or effective. In addition, the Department attempted to previously repeal some of these notices, yet publishers of law books and research materials continue to reproduce these notices and hold them out as statements of current and official Department policy.

For these reasons, the Insurance Department proposes to formally announce its repeal of those notices listed in Annex A.

Fiscal Impact

State Government

The adoption of the proposal will have no fiscal impact on State government.

Political Subdivisions

The proposal will have no impact on costs to political subdivisions.

General Public

The general public will benefit to the extent that the cost savings realized by the insurance industry from this proposal will be passed along to Pennsylvania consumers in the form of lower premium rates.

Private Sector

The rescission of the Bulletins, Notices and Statements of Policy will result in a cost savings for insurers and other entities regulated by the Insurance Department. The insurance industry will benefit through the elimination of time-consuming research of outdated material. By eliminating this unnecessary material, the insurance industry should realize an aggregate savings of approximately \$7 million per year. This cost savings is based on

the anticipated decrease in expenses for researching the status of the law relating to rating, marketing and underwriting issues.

Public Comment

Questions or comments regarding this proposal may be addressed to Patricia R. Seif, Senior Advisor to the Commissioner, Program Services Office, 1326 Strawberry Square, Harrisburg, PA 17120, telephone (717) 787-4298, within 30 days following publication of this notice in the *Pennsylvania Bulletin*.

Effective Date

The proposal will become effective after the expiration of the public comment period and upon final publication in the *Pennsylvania Bulletin*.

LINDA S. KAISER,
Insurance Commissioner

(*Editor's Note:* Documents on the list below have not been printed previously under the category "Statements of Policy" in the *Pennsylvania Bulletin*.)

Annex A

INSURANCE DEPARTMENT

BULLETIN NOTICES AND STATEMENTS OF POLICY PROPOSED TO BE REPEALED

<i>No.¹</i>	<i>Date</i>	<i>Description</i>
	6/10/63	Credit life and credit accident and health insurance (charge on small loans)
	2/28/66	Credit life and credit accident and health insurance (dismemberment premiums; experience filings)
	3/1/66	Licensing of surplus lines agents
	7/12/67	Accident and health insurance, notice of insured's right to examine policy for 10 days
	6/4/68	Title insurance policies; mortgagee title insurance; owner title insurance
	6/4/68	Title insurance; rules applicable to rebate sections of The Insurance Company Law of 1921, and The Insurance Department Act of 1921
	8/29/68	Revolving charge accounts and consumer credit insurance
	1/19/70	Certificates of Insurance evidencing insurance coverage
	1/28/70	Notice required to cancel under PA FAIR Plan
	2/16/70	Auto collision "ACV" loss settlement practices
	5/5/70	Auto collision "ACV" loss settlement practices
	6/12/70	Liberalization and stabilization of the homeowners insurance market
	8/21/70	FAIR Plan, 30 day notice of cancellation
	9/30/70	Credit accident and health insurance - collecting and remitting premiums
	2/8/71	Supplementary information to be supplied with rate filings

¹ The Bulletin numbers listed after 1991 indicated the number system assigned by the Insurance Department.

<i>No.¹</i>	<i>Date</i>	<i>Description</i>	<i>No.¹</i>	<i>Date</i>	<i>Description</i>
	8/2/71	Disapproval of deposit term policies		1/12/74	Regular convention form to replace short form annual statement ¹
	8/9/71	Annual report on loss prevention activity, unsafe products; establishment of consumer affairs program; advertising practices		1/18/74	Forms to be used in writing policies of title insurance
	8/9/71	Capital requirements—foreign life insurance companies		1/19/74	Discrimination on the basis of sex in insurance rates/ discrimination on the basis of normal pregnancy in insurance
	8/9/71	Implementation of deductible program		2/15/74	Use of Medical Information Bureau by insurers
	8/10/71	Requirement of self-addressed stamped envelopes; individual company mailing to be discontinued		3/1/74	Endorsement of change in existing rates due to energy conservation measurers uncertainty
	8/19/71	PA FAIR Plan—amendment to Plan of Operation		5/3/74	Use of Medical Information Bureau by life insurance companies
	9/22/71	Information concerning agent's and brokers' examinations		5/10/74	Preparation of more readable auto insurance policy, composition and printing
	9/22/71	Registration of insurers which are members of insurance holding company systems		5/10/74	Refunds upon termination of credit life and accident and health insurance prior to scheduled maturity date
	10/10/71	Loss prevention activity and unsafe products—clarification		7/12/74	Clarification of requirements of 31 Pa. Code § 112.1 et seq.
	11/10/71	Insurance policy requirements under Act 78 of 1981		7/26/74	Statement of Policy pertaining to required disclosures in the solicitation of life insurance
	11/16/71	Notice required to cancel under PA FAIR Plan		8/31/74	Use of the Medical Information Bureau by life insurance companies
	11/16/71	Implementation of deductible program		9/6/74	Time period limitations on recovery of accidental death benefits
	12/30/71	Guaranty Associations, appointment of members		10/11/74	Filing requirement for Pennsylvania No-fault Motor Vehicle Insurance Act
	3/24/73	Publication of Citations and Notices of hearing pertaining to alleged violations of the insurance laws of Pennsylvania		11/1/74	Deadline extended on filing of forms which discriminate by sex
	4/14/73	Civil disorder loading		11/1/74	Nonprofit insurance plans to file list of forms and policies which discriminate by sex
	5/12/73	Educational prerequisites for agents license		1/17/75	Formation of Assigned Claims Plan
	6/2/73	Changes in financial requirements		3/8/75	Time Period Limitation on recovery of accidental death benefits
	6/9/73	Misrepresentation and replacement of life insurance policies in reference to Equity Funding Life Insurance Company		4/4/75	Notice of cancellation or nonrenewal of medical malpractice insurance
	6/30/73	Form of Acceptance of Trust to be filed by directors or trustees of insurance companies		4/19/75	No-fault filings; alternate class plan
	7/21/73	Clarification of notice on Form of Acceptance of Trust to be filed by directors or trustees of insurance companies		6/20/75	Endorsements excluding named individuals from auto insurance coverage unenforceable
	9/22/73	Late or improper filings of financial statements		7/18/75	Average daily rate for semi-private hospital room and board
	10/27/73	Statement of Policy re foreign reinsurance companies owned or controlled by PA creditors, insurance agents or insurance brokers		8/8/75	Formal action to be taken on failure to meet requirements of Section 6 of the Model Act for Regulation of Credit Life Insurance and Credit Accident and Health Insurance
	12/29/73	Insurance carriers requested to avoid abetting illegal employment discrimination		8/15/75	Act 81 of 1975 requires certain coverages for newborn children
	1/1/74	Order exempting certain insurance forms from filing requirements—rescinded			
	1/5/74	Changes in exiting rates due to the energy conservation measures			
	1/11/74	Requirements for filing list of all forms and policies which discriminate by sex			

8/30/75	Deadline extended for approval of forms required under 31 Pa. Code Chs. 59 and 61	5/7/77	Creation of PA insurance industry advisory committee on product liability placement
9/20/75	Presently approved private passenger auto insurance policy forms subject to readability requirements	6/11/77 6/11/77	Proficiency in variable annuities Credit insurance—refunds of unearned premiums
10/11/75	Requirements eased to expedite handling of total loss motor vehicle physical damage claims due to 1975 Eloise storm	7/2/77 7/13/77	Credit insurance—transaction affected by Act 284 of 1974 Guidelines for life, accident and health insurance; additional requirements for fraternal benefit societies
10/17/75	Non-duplication of benefits provided by no fault benefits in auto policies	7/15/77	Computation of maximum amount payable for work loss under No-fault Motor Vehicle Insurance Act
10/18/75	Deadline set for approval of forms required under 31 Pa. Code Chs. 59 and 61	7/15/77	Average daily rate for semi-private hospital room and board under No-fault Motor Vehicle Insurance Act
10/25/75	Licensing of sales force as a variable annuity agent		
11/1/75	Call for information on obligations of NY held by PA insurers	7/15/77	No-fault average annual gross income of a production worker in the private nonfarm economy
1/24/76	Deadline for revision of forms to meet readability standards		
5/15/76	Discontinuance of the filing of life and a&h rate books	7/16/77	Medical loss coverage option for PIP
7/17/76	Amnesty for points under former Vehicle Code	7/30/77	Total loss motor vehicle physical damage claims due to storm of July 19 and 20, 1977
7/17/76	Actuarial examination for certification of actuaries (2 bulletins)	7/30/77	Medical Professional Liability Catastrophe Loss Fund; address for sending claims
9/11/76	Organizations to furnish their own annual and other statement blanks	9/9/77	Interpretation of Motor Vehicle Physical Damage Appraiser Act and regulation
9/18/76	Credit insurance—"right to examine" endorsement	9/23/77	Amendment of charter at annual meeting of shareholders
10/23/76	Partial rescission of notice relating to annual and other statement blanks	10/8/77	Recommendation that reasons for cancellation or refusal to renewal be stated in initial notice to an insured
11/19/76	Foreign fire insurance companies; premium taxes	12/3/77	Professional liability insurers; final date for approval of revised policy or amendatory rider
11/27/76	Request for rate adjustment filed by Penn Health Plan, Inc.	2/25/78	Enforcement of penalty provision for late filing of financial statements
11/27/76	Request for rate adjustment non subscribers under the merit-rating program filed by Blue Cross of Northeastern PA	5/27/78	Installment payment plan or finance charges as part of premium
11/27/76	Insurance agent's and brokers examinations	6/24/78	Rounding rates in ISO personal auto manual
12/18/76	Investment annuities to be treated as a separate account	7/7/78	No-fault average annual gross income of a production worker in the private nonfarm economy
12/25/76	Guidance standards for review and approval of an institutional plan of risk management	7/22/78	Average daily rate for semi-private room and board under No-Fault Motor Vehicle Insurance Act
1/8/77	Not-fault insurance; verification of self-certifications	7/22/78	Computation of maximum amount payable for work loss under No-fault Motor Vehicle Insurance Act
1/28/77	No-fault ID cards, company code numbers	9/2/78	A&H insurance contracts offering maternity coverage
2/11/77	Universal Money Order Company	12/9/78	Criteria for filing experience data for individual A&H policies
2/11/77	Notification of agency terminations	12/23/78	Criteria for filing experience data for individual A&H policies
3/25/77	Semi-annual report of cancellations and refusals to write or renew policies of auto insurance		

	<i>No.¹</i>	<i>Date</i>	<i>Description</i>
1/13/79	Listing of resident PA agents countersigning policies	5/1/81	Per diem charges for Insurance Department examinations
1/20/79	NAIC program for state implementation of President Carter's anti-inflation program	5/9/81	Examination fees and registration
2/3/79	Experience data for certain individual accident and sickness policies	7/25/81	Insurance Department fee revisions
2/10/79	PA individual insurance agents and brokers license information pamphlet	10/3/81	Reorganization of the Insurance Department
3/3/79	NAIC program for state implementation of President Carter's anti-inflation program	11/14/81	No-fault average annual gross income of a production worker in the private nonfarm economy
3/24/79	Per diem charges for Insurance Department examiners	11/21/81	Computation of maximum amount payable for work loss under No-fault Motor Vehicle Insurance Act
7/14/79	Requirements for licensing insurance agents	12/5/81	Average daily rate for semi-private room and board under No-fault Motor Vehicle Insurance Act
8/11/79	No-fault average annual gross income of a production worker in the private nonfarm economy	3/5/82	Securities held under custodial agreements
8/11/79	Average daily rate for semi-private room and board under No-fault Motor Vehicle Insurance Act	5/15/82	NAIC model products and completed operations liability questionnaire
10/5/79	No-fault insurers; discounts	5/22/82	Unfair Insurance Practices
12/22/79	Computation of maximum amount payable for work loss under No-fault Motor Vehicle Insurance Act	7/82	Agents and brokers licensing information
12/29/79	Fraternal benefit societies; extension of order	7/23/82	List of names of qualified unlicensed reinsurers
2/23/80	PA Auto Insurance Plan; rules change	9/18/82	Computation of maximum amount payable for work loss under No-fault Motor Vehicle Insurance Act
3/21/80	Availability of Federal Floor Insurance	9/18/82	No-fault average annual gross income of a production worker in the private non-farm economy
4/12/80	Withdrawal of exemption for insurance agent's and broker's examination	9/25/82	Average daily rate for semi-private room and board under No-fault Motor Vehicle Insurance Act
4/19/80	NAIC program for state implementation of President Carter's anti-inflation program	10/1/82	PA Professional Liability JUA; notice of filing
5/17/80	Credit for 1/2 of fee for agent's license canceled during first year	3/25/83	Auto Insurance Plans Service Office; self-contained rule and rate manual
6/18/80	Motor vehicle physical damage appraisers, used parts location information and total loss replacement value	3/25/83	Individual Medicare Supplement claim experience
7/26/80	Qualification of domiciled PA insurers to write WC in NJ	9/9/83	List of names of qualified unlicensed reinsurers
10/10/80	Average daily rate for semi-private room and board under No-fault Motor Vehicle Insurance Act	9/10/83	PA Professional Liability JUA; notice of filing
10/10/80	No-fault average annual gross income of a production worker in the private nonfarm economy	9/23/83	Anti-arson application law
10/25/80	Computation of maximum amount payable for work loss under No-fault Motor Vehicle Insurance Act	10/15/83	Medical Professional Liability Catastrophe Loss Fund, increased limits factor
1/1/81	Sex discrimination in auto insurance rates	10/15/83	No-fault average annual gross income of a production worker in the private non-farm economy
4/4/81	Single premium credit life insurance rules	10/21/83	Computation of maximum amount payable for work loss under No-fault Motor Vehicle insurance Act
4/25/81	Withdrawal of reporting requirements under COWPS	11/12/83	Average daily rate for semi-private room and board under No-fault Motor Vehicle Insurance Act

1/19/85	No-fault average annual gross income of a production worker in the private nonfarm economy		8/18/90	Fraud Index Bureau
1/26/85	Per diem charges for Insurance Department examinations		8/25/90	Collision damage to rental vehicles
4/5/85	Average daily rate for semi-private room and board under No-fault Motor Vehicle Insurance Act		9/15/90	List of Approved Peer Review Organizations (2 bulletins)
12/13/85	Workmen's Compensation Security Fund		9/29/90	List of Approved Peer Review Organizations
3/14/86	Per diem charges for Insurance Department examinations		10/6/90	List of Approved Peer Review Organizations
2/7/87	Worker's Compensation Security Fund, 1986 assessments		10/12/90	Worker's Compensation Security Fund, 1990 assessments
3/7/87	Per diem charges for Insurance Department examinations		10/13/90	List of Approved Peer Review Organizations
7/10/97	Insurance Payment to registered nurses		11/3/90	List of Approved Peer Review Organizations
1/9/88	Worker's Compensation Security Fund, 1987 assessments		11/24/90	List of Approved Peer Review Organizations
8/27/88	Implementation of Act 97 of 1988		12/8/90	List of Approved Peer Review Organizations
9/3/88	Genderless automobile insurance rates		12/15/90	List of Approved Peer Review Organizations
12/24/88	Catastrophic Loss Trust Fund (Auto CAT Fund)		12/15/90	List of approved unlicensed reinsurers
1/21/89	Worker's Compensation Security Fund, 1988 assessments		1/3/91	Credit insurance—compensation limits compliance
2/11/89	Signatures on financial statements		2/2/91	List of Approved Peer Review Organizations
2/11/89	Per diem charges for Insurance Department examinations		3/9/91	List of Approved Peer Review Organizations
7/21/89	List of names of approved unlicensed reinsurers	92-1	11/23/91	List of approved unlicensed reinsurers
9/9/89	Licensed insurance company annual statement diskette filing requirements	92-3	11/30/91	Auto Insurance Plans Service Office, proposed rate revision
10/28/89	Worker's Compensation Security Fund, 1989 assessments	92-2A	2/27/92	Auto policies; notice of cancellation issued within the first 60 days
12/23/89	ISO, private passenger auto rate revision	92-5	3/23/92	Suspected fraud indicators
12/23/89	List of names of approved unlicensed reinsurers	92-6	5/1/92	Joint State/Federal statement on regulation of MEWAs
4/28/90	List of Approved Peer Review Organizations		6/22/92	Amendments to regulations regarding HMOs
5/12/90	List of Approved Peer Review Organizations	92-9	6/22/92	New procedures for deposit and withdrawal of securities held by the Commonwealth in trust and on behalf of policyholders
5/19/90	List of Approved Peer Review Organizations	92-4	7/1/92	Truncated credit life and credit A&H insurance
5/26/90	List of Approved Peer Review Organizations	92-11	7/2/92	Childhood Immunization Insurance Act
6/9/90	List of Approved Peer Review Organizations	92-12	7/24/92	HB 1955 of 1990, notice of coverage of collision coverage for rental vehicles
6/23/90	List of Approved Peer Review Organizations	92-16	8/25/92	Remittance of interest payments on book entry securities
6/30/90	List of Approved Peer Review Organizations	92-13A	9/11/92	Implementation of Act 98 of 1992
7/14/90	List of Approved Peer Review Organizations (2 bulletins)	92-17	9/17/92	Nonforfeiture and valuation—statutory interest rates
7/21/90	List of Approved Peer Review Organizations	92-19	9/17/92	Deregulation of certain A&H forms under 40 P.S. § 477b
8/4/90	List of Approved Peer Review Organizations	92-20	10/23/92	Qualified actuary
8/18/90	List of Approved Peer Review Organizations		10/23/92	Request for exemption from filing the statement of actuarial opinion
			11/7/92	Workmen's Compensation Security Fund, 1992 assessment
			12/1/92	Annual financial statement filing requirements

<i>No.¹</i>	<i>Date</i>	<i>Description</i>	<i>No.¹</i>	<i>Date</i>	<i>Description</i>
	12/7/92	Private passenger automobile rules	94-4	3/14/94	Recently enacted legislation (2 bulletins)
	1/2/93	List of approved unlicensed reinsurers		3/19/94	PA Compensation Rating Bureau, WC proposed revisions
93-1	1/27/93	Private passenger automobile, proper use of rating tiers	94-5	4/29/94	Filing of credit life and credit A&H insurance experience reports
	2/27/93	Requirements for agent license for accident and health insurance products	94-6	5/16/94	Act 20 of 1994; new mandated benefits
	3/13/93	PA Compensation Rating Bureau proposed revisions	94-10	7/1/94	Continuing care retirement communities offering a group long-term care policy
93-2					
93-3	3/17/93	PA Risk Retention Act	94-7		
93-4	3/17/93	Increase in surety bond requirements	94-8	7/7/94	Heath and accident contract and unearned premium reserve standards
93-9	4/7/93	New surplus lines law			
93-8	4/12/93	Insurer solvency legislation			
93-5	4/13/93	Licensing of reinsurance intermediaries	94-16	10/25/94	Qualified actuary
93-6	4/13/93	Managing General Agents	94-17	10/25/94	Request for exemption from filing the statement of actuarial opinion
93-10	4/23/93	Insurance fraud reporting to the federal government			
93-12	7/1/93	Limit on amount of risk assumed per policy	94-19	11/15/94	Broker controlled P&C insurers
	7/3/93	Per diem charges for examinations	95-2	2/2/95	Implementation of Act 98 of 1992
	7/17/93	Deadline for submission of year-end transaction filings	95-3	5/5/95	Workers' Compensation large deductible programs allocated loss adjustment expense
93-7	8/9/93	Notice of changes in Medicare and your Medicare Supplement coverage	95-4	5/15/95	Annual report on ceded reinsurance
93-13	9/2/93	Required contract provisions—broker controlled P&C insurers	95-5	5/19/95	Insurance fraud warning notices
93-14	10/5/93	Truncated credit insurance in connection with first real estate mortgage indebtedness	95-6	6/15/95	Certificate of salvage
93-17	10/27/93	Qualified actuary	95-8	8/23/95	Approval of CCC Information Services as a replacement value data provider
93-18	10/27/93	Request for exemption from filing the statement of actuarial opinion	95-10	8/23/95	Notice of increase in premium
93-20	11/24/93	Valuation of health and accident reserves—valuation data standards	95-11	9/27/95	Agent compensation by premium finance companies
93-21	12/1/93	Annual financial statement filing requirements	95-12	10/4/95	Approval of replacement value data providers
93-15	12/20/93	Notice of the requirements of Act of December 6, 1972, P.L. 1339, concerning adopted children	95-13	10/17/95	Qualified actuary
93-16	12/20/93	Act 1992-114	95-14	10/17/95	Request for exemption from filing the statement of actuarial opinion
93-17	12/25/93	Children's Health Insurance Program; prenotification of grantee solicitation	95-16	12/29/95	Broker controlled property and casualty insurers bulletin.
	12/25/93	Uniform health insurance claim form, additional information request			
	1/22/94	Suspension or nonrenewal of agent and broker licenses in response to court orders issued for failure to pay child support			
	2/12/94	Uniform Health Insurance Claim form, request to redefine or modify fields on the HCFA-1500 form for billing Medical Assistance			
94-2	2/24/94	Valuation of health and accident reserves—valuation data standards			
94-3					

[Pa.B. Doc. No. 96-1189. Filed for public inspection July 19, 1996, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no such documents have been received.

¹The Bulletin numbers listed after 1991 indicated the number system assigned by the Insurance Department.

For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Governor's Office

Manual M315.1 Municipal Tax Rate Schedules—Revision No. 8, Dated May 21, 1996.

Management Directive No. 250.3—State Contract Information Document, Amended June 17, 1996.

Management Directive No. 310.3—Encumbering and Lapsing of Appropriations, Revision No. 1, Dated June 7, 1996.

Management Directive No. 310.15—Agency Federal ID Numbers, Amended June 7, 1996.

Management Directive No. 310.17—Accounting for Payments of Federal Funds to Subrecipients, Amended June 7, 1996.

Management Directive No. 580.24—Promotion of Employees in Unskilled Positions into the Classified Service, Amended May 28, 1996.

Management Directive No. 615.2—Motor Vehicle Liability Insurance and Accident Reporting, Amended June 17, 1996.

Management Directive No. 625.2—Inventory of Commonwealth Real Property, Amended June 3, 1996.

Management Directive No. 625.9—Agency Funded Construction Projects Exceeding \$25,000, Dated May 28, 1996.

Administrative Circular No. 96-22—Relocation—Medical Professional Liability Catastrophe Loss Fund, Dated June 5, 1996.

Administrative Circular No. 96-23—Relocation—Executive Board/Directive Management System, Dated June 17, 1996.

Administrative Circular No. 96-24—Distribution of the 1996 Governor's Annual Work Force Report, Dated June 17, 1996.

GARY R. HOFFMAN,
Director
Pennsylvania Bulletin

[Pa.B. Doc. No. 96-1190. Filed for public inspection July 19, 1996, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire: Berks County, Wine & Spirits Shoppe #0608, 3026 Penn Avenue, West Lawn, PA 19609.

Lease Expiration Date: August 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,736 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of PA Route 724 and US Route 422 (Penn Avenue), Spring Township.

Proposals due: August 23, 1996 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661

Contact: Willard J. Rhodes, (717) 657-4228

Lancaster County, Wine & Spirits Shoppe #3610, SWC Lancaster and Poplar Streets, Adamstown, PA 19501.

Lease Expiration Date: July 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,344 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of Lancaster Avenue and Poplar Streets, Adamstown Borough.

Proposals due: August 23, 1996 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661

Contact: Willard J. Rhodes, (717) 657-4228

Lancaster County, Wine & Spirits Shoppe #3616, 1190 Dillerville Road, Lancaster, PA 17601.

Lease Expiration Date: July 31, 1997

Lease commercial warehouse space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 net useable square feet of new or existing commercial warehouse space within 1/2 mile of the intersection of Dillerville Road and Manheim Pike (Rt. 72), City of Lancaster.

Proposals due: August 23, 1996 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661

Contact: Willard Rhodes, (717) 657-4228

Lycoming County, Wine & Spirits Shoppe #4102, Hepburn Center, 449 Hepburn Street, Williamsport, PA 17701.

Lease Expiration Date: August 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within 1/2 mile of the intersection of Third Street and Market Street, City of Williamsport.

Proposals due: August 23, 1996 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661

Contact: Willard Rhodes, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 96-1191. Filed for public inspection July 19, 1996, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before August 12, 1996, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-00112063, F.2. H. William Alsted, t/d/b/a Atlantic Courier, (342 Lincoln Avenue, Williamsport, Lycoming County, PA 17701)—additional right—persons in paratransit service between points in the counties of Lycoming and Union, and from points in the said counties to points in Pennsylvania and return.

A-00113191. Tony Zog Hakanjin, t/d/b/a Tony's Taxi Service (51 South Main Street, Montgomery, Lycoming County, PA 17752)—persons upon call or demand in the counties of Lycoming, Northumberland, Union and Montour. *Attorney:* John A. Smay, P. O. Box 35, Muncy, PA 17756-0035.

A-00111221, Folder 2. Phoenix Limousine Service, Inc. (168 Kimber Drive, Phoenixville, Chester County, PA 19460), a corporation of the Commonwealth of Pennsylvania—persons in limousine service between points in the counties of Chester and Delaware, and from points in said counties to points in Pennsylvania and return. *Attorney:* Richard T. Mulcahey, Jr., Two Penn Center Plaza, Suite 1400, 1500 John F. Kennedy Boulevard, Philadelphia, PA 19102-1890.

Applications of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under each application.

A-00109190, Folder 1, Am-A. Leo H. Eckert, Sr., t/d/b/a Eckert's Tours (110 Circle Road, Millersville, Lancaster County, PA 17551), to transport, by motor vehicle, persons in group and party service from the Willow Valley Family Resort and Conference Center in the township of West Lampeter; the Circle M Ranch Campground in the township of Pequea; the Millersville Lions Club Community Building in the borough of Millersville; and from 110 Circle Road, in the borough of Millersville; all in Lancaster County, to points in Pennsylvania; subject to the following condition: that no right, power or privilege is granted to provide transportation in motor vehicles having a seating capacity exceeding 15 passengers; *so as to permit* the transportation of persons, in group and party service, between points in the townships of West Lampeter, Strasburg and Paradise, and the borough of Strasburg, all located in the county of Lancaster, and from points in said townships and bor-

ough, to points in Pennsylvania and return. *Attorney:* John A. Kenneff, 246B Manor Avenue, Millersville, PA 17551.

A-00111863, Folder 1, Am-A. Donato Trinkle, t/d/b/a A & A Limousine Service (formerly A & A Auto Rental of Lehighton) 2848 Blakeslee Boulevard, Lehighton, Carbon County, PA 18235)—persons in limousine service between points in the county of Carbon, and from points in said county to points in Pennsylvania; *so as to permit* the transportation of persons in limousine service between points in Luzerne County, and from points in said county to points in Pennsylvania.

Notice of Motor Carrier Applications—Property, Excluding Household Goods in Use

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before August 5, 1996.

- A-00113193 Koch Pipeline Company, L. P., t/d/b/a Koch Transportation Service, Inc. P. O. Box 2256, Wichita, KS 67201
- A-00113194 Jacob R. Trinley, Inc. 10 Ferndale Lane, Linfield, PA 19468
- A-00113196 Richard Deily 519 North 25th Street, Allentown, PA 18104
- A-00113197 Palmer A. Fultz, t/d/b/a Palmer Trucking 1089 Girl Scout Road, Denver, PA 17517
- A-00113192 Steel Transport, Inc. 6701 Melton Road, Gary, IN 46403
- A-00113195 J. H. Russell, Inc. R. D. 2, Box 252, Martinsburg, PA 16662
- A-00113198 Charles W. Wiley HC 65, Box 14, Springs, PA 15562
- JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 96-1192. Filed for public inspection July 19, 1996, 9:00 a.m.]

Water Service Without Hearing

A-211690 F2000. Lemont Water Company. Application of the Lemont Water Company for approval nunc pro tunc of the abandonment of water service by Lemont Water Company.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, Harrisburg, with a copy served on the applicant on or before August 5, 1996, under 52 Pa. Code (relating to public utilities).

Counsel for Applicants: Scott C. Etter, Esquire, Miller, Kistler, Campbell, Miller & Williams, Inc., 124 North Allegheny Street, Bellefonte, PA 16823-1695.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 96-1193. Filed for public inspection July 19, 1996, 9:00 a.m.]

**Water Service
Without Hearing**

A-211690 F5001. Lemont Water Company. Application of the Lemont Water Company for approval nunc pro tunc of the partial transfer of stock to the College Township Water Authority.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, Harrisburg, with a copy served on the applicant on or before August 5, 1996, under 52 Pa. Code (relating to public utilities).

Counsel for Applicants: Scott C. Etter, Esquire, Miller, Kistler, Campbell, Miller & Williams, Inc., 124 North Allegheny Street, Bellefonte, PA 16823-1695; Alfred Jones, Jr., Esquire, Delafield, McGee, Jones and Kauffman, 300 South Allen Street, Suite 300, State College, PA 16801.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 96-1194. Filed for public inspection July 19, 1996, 9:00 a.m.]

**Water Service
Without Hearing**

A-212285F0031. Pennsylvania-American Water Company. Application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in an additional portion of Newberry Township, York County.

This application may be considered without a hearing. Answers or intervention can be filed with the Pennsylvania Public Utility Commission, Harrisburg, with a copy served on the applicant on or before August 5, 1996, under 52 Pa. Code (relating to public utilities).

Counsel for Applicant: Velma A. Redmond, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 96-1195. Filed for public inspection July 19, 1996, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Bids

The Turnpike Commission is requesting a sealed bid for: Full Size Four Door Sedans; Open Date: 7-31-96 at 11 a.m.

Bids will be received by the Director of Purchases not later than the time indicated above. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Dept., (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 96-1196. Filed for public inspection July 19, 1996, 9:00 a.m.]

Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Director of Purchases, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated below for the following contract:

Contract No. 87-044-RE99. Rehabilitation of Bridge No. B-467B at M. P. 172.43, Sideling Hill Service Plaza, 11 miles east of Breezewood Interchange No. 12.

Bid Opening: August 13, 1996, 11 a.m.

Bid Surety: 5%.

Plans, specifications and contract documents will be available and open to the public inspection at the Administration Building. Copies may be purchased upon payment of \$40 per paper copy set (do not add State tax) by check or U.S.P.S. Money Order (no cash) to the Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106-7676; Attn: Secretary/Treasurer's Office. No refund will be made for any reason.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Director of Purchases for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 96-1197. Filed for public inspection July 19, 1996, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". A qualified small business concern is an independently owned, operated for profit, business employing 100 or fewer employes and is not a subsidiary or affiliate of a corporation otherwise not qualified.

Such penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter. The small business concern must include on every invoice submitted to the Commonwealth: "(name of vendor) is a qualified small business concern as defined at 4 Pa. Code § 2.32".

For information on the required payment date and annual interest rate, please call the Pennsylvania Department of Commerce, Small Business Action Center, 483 Forum Building, 783-5700.

Reader's Guide

Legal Services & Consultation—26

- ① Service Code Identification Number
- ② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services
 Location: Harrisburg, Pa.
 Duration: 12/1/93-12/30/93
 Contact: Procurement Division
 787-0000

③ Contract Information

④ Department

⑦

⑤ Location

(For Commodities: Contact:)
 Vendor Services Section
 717-787-2199 or 717-787-4705

⑥ Duration

REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

GET THAT COMPETITIVE EDGE—FOR FREE!

Do you want to do business with your state government? The Treasury Department's office of Contract Information Services can assist you by providing you with information that may be helpful to you in successfully bidding on State contracts.

Act 244 of 1980 requires Commonwealth departments and agencies to file with the Treasury Department a copy of all contracts involving an expenditure of \$5,000 or more.

These fully executed contracts usually contain the vendor's name, dollar value, effective and termination dates and contract specifications. Some contracts also include the names of other bidding vendors and the bid proposal compiled by the awarded vendor. There is a minimal cost for photocopying contracts.

Allow the Treasury Department to "make a difference for you." For contract information call the office of Contract Information Services TOLL-FREE (in Pennsylvania) at 1-800-252-4700 or (717) 787-4586. Or you may write or visit the office at Room G13, Finance Building, Harrisburg, Pa. 17120.

CATHERINE BAKER KNOLL,
State Treasurer

Online Subscriptions At <http://www.statecontracts.com> 1-800-334-1429 x337

Commodities

0020-07 DGS negatives and plates.

Department: General Services
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

0032-01 Angler Magazine.

Department: Fish Commission
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 12/01/96—11/30/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

0054-07 PA Marketing Bulletin.

Department: Conservation and Natural Resources
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

0065-07 Forest Warden News.

Department: Environmental Protection/Conservation and Natural Resources
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

2310-01 Passenger and commercial motor vehicles (various types).

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 09/01/96—08/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

2310-02 Commercial motor vehicles (various types).

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 09/01/96—08/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

2420-01 Power equipment.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 09/01/96—08/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

5630-01 Pipe and end sections, concrete.

Department: Transportation
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 12/01/96—11/30/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

5660-01 Deer/Elk deterrent fence components.

Department: Game Commission
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

5660-03 Guide rail and accessories.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

5810-06 Netscape software - licenses.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 10/01/96—09/30/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

5820-03 Integrated flood observing and warning system.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: Indeterminate 1996-97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

5820-05 Security systems.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

6505-05 Hematology test equipment and reagents.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 09/01/96—08/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

6675-01 Drafting and engineering supplies.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/15/96—11/14/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

6810-01 Calcium and magnesium chloride, liquid.

Department: Transportation
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 10/01/96—09/30/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

6830-03 Gases, specialty/DOT.

Department: Transportation
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 10/01/96—09/30/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

6850-03 Chemicals, water treatment - air conditioner.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

7111-02 Diskettes, SD, DD, SS, DS.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

7420-01 Machines, calculating.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

7485-03 Remanufactured laser printer supplies.

Department: All Using Agencies
Duration: 09/01/06-08/31/97
Location: Various locations throughout the Commonwealth of Pennsylvania
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

7520-02 Desk pens.

Department: General Services/Commodity Warehouse
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

7910-02 Floor polishers, vacuum cleaners and related equipment and accessories.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

7930-07 Laundry products without service.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 11/01/96—10/31/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

8010-04 White and yellow traffic line paint/low heat/rapid dry.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: 12/01/96—11/30/97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

8540-01 Paper towels, tissues, dietary napkins.

Department: All Using Agencies
Location: Various locations throughout the Commonwealth of Pennsylvania
Duration: Indeterminate 1996-97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

PR-1147116 Containers, household, commercial, packaging and packing—42,000 each; plastic milk liners: six gallon disposable, clear with pid-sleeve, 10 inch butyl tube, wrapped.

Department: Corrections
Location: Graterford, Montgomery County, PA 19426
Duration: Indeterminate 1996-97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

PR-1091116 Hardware and abrasives—various amounts; Electro mechanical deadlock.

Department: Corrections
Location: Frackville, Schuylkill County, PA 17932
Duration: Indeterminate 1996-97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

PR-1109156 Laboratory equipment and supplies—1 each; Blood gas and electrolyte analysis system, radiometer Model ABL 505 or acceptable equal.

Department: University of Pittsburgh
Location: Pittsburgh, Allegheny County, PA 15203
Duration: Indeterminate 1996-97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

PR-1149206 Paper and printing—600m; Incident report, part 1 and part 2.

Department: State Police
Location: Harrisburg, Dauphin County, PA 17110
Duration: Indeterminate 1996-97
Contact: Vendor Services, Fax request to: (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

SERVICES

Computer Related Services—08

07-1001 The Pennsylvania Department of Education is soliciting applications to develop program guides and identify core competencies for four Tech Prep program clusters; 15.5999, Engineering Technology; 48.5999, Production Industries Technology; 50.5999, Communications Technology; 52.5999, Business/Information/Computer Technology. Tech Prep is funded by the Carl D. Perkins Act of 1990 and administered by the Bureau of Vocational-Technical Education. Applications must be received by no later than 12 p.m. August 20, 1996.

Department: Education
Location: Bureau of Vocational-Technical Education, 333 Market Street, 6th Floor, Harrisburg, PA 17126-0333
Duration: September 16, 1996—June 30, 1997
Contact: Lee Burket, (717) 787-5293

Construction Maintenance—09

080911 Northampton County, Group 5-96-POC5B; Bucks County, SR 32(04B); Westmoreland County, SR 4083(139).

Department: Transportation
Location: Districts 5, 6 and 12
Duration: FY 1996/1997
Contact: V. C. Shah, P.E., (717) 787-5914

080912 District Wide 1-0, Group 1-96-GR1; Mercer County, SR 3018-01M; Centre County, Group 2-96-ST7; Lycoming County, SR 973-002; Lycoming County, SR 180-LT4; Union County, SR 45-32M; Lackawanna County, SR 4011-270; Lackawanna County, SR 632-202; Lackawanna County, Group 4-96-ST8; Luzerne County, SR 1059-370; Pike County, Group 4-96-MC6; Montgomery County, SR 2021-002; Lancaster County, SR 722-003; Lancaster County, SR 30-024; Indiana County, SR 286-407; District Wide 11-0, Bridge Maintenance, Cambria-Horner Street Bridge.

Department: Transportation
Location: Districts 1-0, 2-0, 3-0, 4-0, 6-0, 8-0, 10-0 and 11-0
Duration: FY 1996/1997
Contact: V. C. Shah, P.E., (717) 787-5914

MB-0800-01 Contractor for the removal of a concrete bridge superstructure and the placement of an Acrow Panel Bridge supplied by the Department of Transportation.

Department: Transportation
Location: SR 2039 (Gypsy Hill Road) over Mill Creek, West Lampeter Township, Lancaster County, PA
Duration: October 1, 1996 to June 30, 1997
Contact: Ray E. Ebersole, (717) 787-4735

BM-0800-02 Contractor for the removal of a concrete bridge and the placement of an Acrow Panel Bridge to be supplied by the Department of Transportation.

Department: Transportation
Location: SR 4008 (Elizabethtown Rd.) over Little Chickies Creek, Mt. Joy and Rapho Townships, Lancaster County, PA
Duration: 10-01-96 to 06-30-97
Contact: Ray E. Ebersole, (717) 787-4735

AE-5010 Construction of concrete foundation wall for material storage bay. FAX (717) 787-0462.

Department: Transportation
Location: Littlestown Stockpile No. 7, Off Route 194, Ulrichtown Road, Littlestown, Adams County, PA
Duration: 90 calendar days, proposed bid August, 1996
Contact: Tina Chubb, (717) 787-7001

AE-5011 Construction of concrete foundation wall for material storage bay. Fax (717) 787-0462.

Department: Transportation
Location: Gap Stockpile No. 3, Route 30, Umbletown Road, Gap, Lancaster County, PA
Duration: 90 calendar days, proposed bid August, 1996
Contact: Tina Chubb, (717) 787-7001

Engineering Services and Consultation—14

08430AG2003 To provide for periodic NBIS inspection for 145 State-owned bridges in Engineering District 12-0, that is, Fayette, Greene, Washington and Westmoreland Counties.

Department: Transportation
Location: Engineering District 12-0
Duration: Thirty (30) months
Contact: Consultant Agreement Division, (717) 783-9309

X65583 Provide consulting assistance on structural damage allegations resulting from nearby explosive usage. Contractor must be a registered structural engineer and able to prepare formal reports, conduct necessary work and perform evaluations of sites and determine what caused existing structural damage.

Department: Environmental Protection
Location: Work may be required anywhere within the Commonwealth of Pennsylvania
Duration: Through June 30, 1999 with option to renew
Contact: Ally Castaneira, (717) 787-2471/TDD users 1-800-654-5984

Food—19

F-96-17 Meat and meat products: contracts shall cover the months of July 01, 1996 through December 31, 1996 with issuance of bid proposals made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month, or more often if deemed necessary by the Institution. Listing of specific commodities and estimated quantities can be obtained by contacting the Institutional contact person.

Department: Corrections
Location: State Correctional Institution Greene, 1030 East Roy Furman Highway, Waynesburg, PA 15370-8089
Duration: July 01, 1996 through December 31, 1996
Contact: Carol A. Teegarden, (412) 852-5515

F-96-18 Bakery supplies: contracts shall cover the months of July 01, 1996 through December 31, 1996 with the issuance of bid proposals made on an annual (or more frequent) basis. Delivery of the product(s) specified shall be made as needed and requested by the Institution. Listing of specified commodities and estimated quantities can be obtained by contacting the Institutional contact person.

Department: Corrections
Location: State Correctional Institution Greene, 1030 East Roy Furman Highway, Waynesburg, PA 15370-8089
Duration: July 01, 1996 through December 31, 1996
Contact: Carol A. Teegarden, (412) 852-5515

F-96-19 Poultry and poultry products: contracts shall cover the months of July 01, 1996 through December 31, 1996 with issuance of bid proposals made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month, or more frequently if deemed necessary by the Institution. Listing of specific commodities and estimated quantities can be obtained by contacting the Institutional contact person.

Department: Corrections
Location: State Correctional Institution Greene, 1030 East Roy Furman Highway, Waynesburg, PA 15370-8089
Duration: July 01, 1996 through December 31, 1996
Contact: Carol A. Teegarden, (412) 852-5515

F-96-21 Fish and seafood: contracts shall cover the months of July 01, 1996 through December 31, 1996 with issuance of bid proposals made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month, or more often if deemed necessary by the Institution. Listing of specific commodities and estimated quantities can be obtained by contacting the Institutional contact person.

Department: Corrections
Location: State Correctional Institution Greene, 1030 East Roy Furman Highway, Waynesburg, PA 15370-8089
Duration: July 01, 1996 through December 31, 1996
Contact: Carol A. Teegarden, (412) 852-5515

4138 Dairy products and drinks: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4139 Prepared vegetables: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4141 Poultry and poultry products: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4142 Fresh fruits and vegetables: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4143 Pastries, pies and cakes, fresh: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4146 Ice cream and sherbet: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4147 Meat and meat products: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4149 Bread, rolls and related products: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

4150 Prepared salads: various deliveries for the period beginning October 1, 1996 through December 31, 1996.

Department: Public Welfare
Location: Mayview State Hospital, 1601 Mayview Road, Bridgeville, PA 15017-1599
Duration: 10/1/96—12/31/96
Contact: F. Molisee, Purchasing Agent, (412) 257-6215

Fuel Related Services—20

FA-01 Fly ash removal. The contractor shall remove "fly ash" from State Correctional Institution Houtzdale as generated by the coal boiler. The contractor shall possess all necessary licenses and permits to provide such service.

Department: Corrections
Location: State Correctional Institution Houtzdale, State Route 2007, Houtzdale, PA 16698-1000
Duration: 10/01/96 through 06/30/99
Contact: Diane K. Davis, Purchasing Agent II, (814) 378-1000

Project No. 051-151 Project title: Install UST. Project description: install an underground fuel storage tank. (UST); 2,000 gallons, double wall, FRP coated tank bulkheaded to provide 1,000 gallon gasoline compartment and 1,000 gallon diesel fuel compartment; installation to be complete including excavation, installation, appurtenances, electronic monitoring, pumps, concrete paving and testing.

Department: Game Commission
Location: State Game Lands 051, Dunbar Township, Fayette County, PA
Duration: 90 calendar days after issuance of contract
Contact: Engineering and Contract Management Division, (717) 787-9620

Heating, Ventilation, Air Conditioning—22

SC-96-013 Vendor to repair as needed on an "on call" basis all dietary equipment (excluding refrigeration). Items to be serviced to include but not be limited to dishwasher, garbage disposal, steamer(s), convection ovens, stoves, mixers, etc. For specifications please send written request to Mr. Joseph Libus, Purchasing Agent II, Northeastern Veterans Center, 401 Penn Avenue, Scranton, PA 18503-1213.

Department: Military Affairs
Location: Northeastern Veterans Center, 401 Penn Avenue, Scranton, PA 18503-1213
Duration: 10/01/96 through 09/30/2000
Contact: Joseph Libus, Purchasing Agent II, (717) 961-4318

Project No. 755 Electrical installation in Distance Learning Center Compound.

Department: Military and Veterans Affairs
Location: PAARNG Army, 554 Airport Road, Johnstown, Cambria County, PA
Duration: 1 September 96—30 June 97
Contact: Emma Schroff, (717) 861-8518

Janitorial Services—23

FM-162 Furnish all labor, equipment and materials to perform janitorial services, including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year, shampoo carpets. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, Fogelsville Station, 8320 Schantz Road, Breinigsville, PA 18031
Duration: 09/01/96 to 06/30/99
Contact: Deshawn Lewis or Joan Berkoski, Facility Management Division, (717) 783-5484

FM-163 Furnish all labor, equipment and materials to perform janitorial services, including empty waste baskets, clean lavatories, sweep floors, machine buff tile floors, vacuum carpets, dust furniture, wash windows inside and outside, general housecleaning twice a year, shampoo carpets at the Gettysburg Station, 3033 Old Harrisburg Road, Gettysburg, PA 17325. Detailed work schedule and bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, Gettysburg Station, 1145 Fairfield Road, Gettysburg, Adams County, PA 17325
Duration: 10/01/96 to 06/30/99
Contact: Deshawn Lewis or Joan Berkoski, Facility Management Division, (717) 783-5484

Laboratory Services—24

23-3006029 Water Testing. Provide drinking water testing of samples from 34 PA Fish and Boat Commission facilities for the 5 year period July 1996 through June 30, 2001. Samples will be tested for nitrates, nitrites, lead/copper, Volatile Organic Chemicals, Inorganic Chemicals, and Synthetic Organic Chemicals. Only labs certified to conduct these analyses will be able to receive a bid package. Non-certified labs may not subcontract work to certified labs for the purpose of this bid. Return this form with publication date to: PA Fish and Boat Commission, Central Warehouse, P. O. Box 5146, Pleasant Gap, PA 16823, Attn: Kathi Tibbott.

Department: Fish and Boat Commission
Location: Pennsylvania—various locations
Duration: July 1996 through June 2001
Contact: Kathi Tibbott, (814) 359-5131

Property Maintenance—33

Project No. DGS A 502-72 Project title: Roof Replacement. Brief description: replace roof of entire building with EIP membrane system (fully adhered) to include recovered board insulation, replacement of rusted hot pipes (5 minimum), replace fan housings with new counterflashings, gutters, downspout and roof drains. General construction. Plans deposit: \$25.00 per set. Payable to: The Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail request to: The Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, Pennsylvania 17125. Telephone: (717) 787-3923. Bid date: Wednesday, August 7, 1996 at 2:00 p.m.

Department: General Services
Location: Clarks Summit State Hospital, Clarks Summit, Lackawanna County, PA
Duration: 120 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

Project No. DGS 251-21 Phase 2 Project title: New District Office Building (Outbuilding). Brief description: addition of one story PennDOT District 11-0 Traffic Management Center Building connected to second level of existing three story office building involving general, HVAC, plumbing and electrical contracts. General construction, HVAC, plumbing and electrical construction. Plans deposit: \$67.00 per set. Payable to: Johnson/Schmidt & Assoc. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail request to: Johnston/Schmidt & Associates, P. O. Box 15508, Parkway West and Route 60, Pittsburgh, PA 15244-0508, telephone (412) 788-1500. Bid date: Wednesday, August 14, 1996 at 11:00 a.m. A pre-bid conference has been scheduled for Wednesday, July 24, 1996 at 10:30 a.m. in Conference Room 112, PennDOT District 11-0, Thoms Run Road, Bridgeville, PA 15017. Contact person: Tom Fox (412) 429-4975. Contractors who have secured contract documents are invited and urged to attend this pre-bid conference.

Department: General Services
Location: District 11-0, Traffic Management Center, Pittsburgh, Allegheny County, PA
Duration: 150 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

4620-02 The Department of Transportation will solicit vending services for: I-80 Montour County, Sites 35 and 36 and I-80 Monroe County, Site 41. Items vended will be limited to nonperishables such as soda/juice, candy/snacks, ice cream, sandwiches and hot drinks. The vendor will be responsible for the installation, stocking and maintenance of a minimum of three vending machines. General liability insurance will be required. Contracts will be awarded to the highest monthly fee bid to the Department of Transportation expressed in lump sum bid form. Persons interested in obtaining a proposal to bid should contact the name listed below within 10 days of this notice. Bid opening is August 8, 1996 in Room 1008, Transportation and Safety Building at 3:00 p.m.

Department: Transportation
Location: Montour County, I-80 Eastbound and Westbound; Monroe County, I-80 Eastbound
Duration: 3 years per specifications and provisions
Contact: LuAnn J. Shadle, (717) 787-0188

WC 618 Restoration of the original, historic Old Main stone archway and steps, presently stored on University property, construction of a supporting structural armature and foundations, installation of the historic archway on the armature and new foundations, and cladding of the sides and back of the armature with new dimensional stone veneer. Prevailing wages apply.

Department: State System of Higher Education
Location: West Chester University, West Chester, PA 19383
Duration: 120 days
Contact: Jacki Marthinsen, (610) 436-2705

Project No. 754 Fence installation.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 554 Airport Road, Johnstown, Cambria County, PA
Duration: 1 September 96—30 June 97
Contact: Emma Schroff, (717) 861-8518

Real Estate Services—35

915A Lease Office Space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Department of Corrections with 13,000 useable square feet of new or existing office/residential space in Pittsburgh, Allegheny County, PA, with minimum parking for twenty (20) vehicles, within the following boundaries: within the corporate City limits of Pittsburgh. Proposals due: August 26, 1996. Solicitation No.: 092309.

Department: General Services
Location: Real Estate, 505 North Office Building, Harrisburg, PA 17125
Duration: Indeterminate 1996-97
Contact: Doris Deckman or Edward P. Meyer, (717) 787-4394

916A Lease Office Space to the Commonwealth of Pennsylvania. Proposals are invited to provide the PA Board of Probation and Parole with 2,975 useable square feet of new or existing office space in Lancaster, Lancaster County, PA, with minimum parking for ten (10) vehicles, within the following boundaries: within the corporate City limits of Lancaster, Lancaster Township or Manheim Township and accessible within three (3) blocks of a public transportation system. Proposals due: August 26, 1996. Solicitation No.: 092310.

Department: General Services
Location: Real Estate, 505 North Office Building, Harrisburg, PA 17125
Duration: Indeterminate 1996-97
Contact: Doris Deckman or Edward P. Meyer, (717) 787-4394

0880-R/W SR 0030 Real Estate Appraiser to complete appraisals on various types of properties identified on plans related to the reconstruction or improvement of SR 0030 in York County. The appraisals will be subject to an extensive review process. Persons submitting bids must be on the Department of Transportation prequalified list of Fee Appraisers and have the proper certification, i.e. Residential/General, etc. for the various appraisals to be completed. Properties to be appraised are located in Springettsbury Township and West Manchester Township.

Department: Transportation
Location: R/W District 8-0. Appraisals to be delivered to: Presnell Associates, Inc., 2555 Kingston Road, York Executive Center, Suite 270, York, PA 17402
Duration: Most appraisals to be completed and submitted within 30—60 days from notice to proceed
Contact: Thomas Redding Presnell Associates, Inc., (717) 840-1604

Sanitation—36

Project No. 756 Pumping of 3,000 gallon sewerage holding tank.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 554 Airport Road, Johnstown, Cambria County, PA
Duration: 1 September 96—30 September 97
Contact: Emma Schroff, (717) 861-8518

Security Services—37

018 1. Supply and install "bullet proof" glass for Taxpayer Services Counter. 2. Supply and install surveillance camera, monitor and time lapse recorder. 3. Supply and install Unican Simplex locks.

Department: Revenue
Location: Philadelphia—Pittsburgh State Office Buildings
Duration: August 1, 1996—December 31, 1996
Contact: William R. Fehl, (717) 783-6111

Vehicle, Heavy Equipment and Powered Machinery Services—38

0840-WTS PA Department of Transportation intends to solicit bids for: truck, spreader, plow combination w/operator (all trucks must be 33,000 GVW minimum); loader (minimum 1 C. Y. bucket w/operator); grader (minimum 21,000 GVW w/operator).

Department: Transportation
Location: Various locations in York County
Duration: November 1, 1996 through April 30, 1999
Contact: Sally A. Staub, (717) 848-6230

0800-96-MM-08-01 The rental of one self-propelled milling machine. The milling machine must have a minimum six feet, one inch, (6'1") cutting width and must have a self-loading conveyor system.

Department: Transportation
Location: Throughout District 8-0 Counties; Adams, Cumberland, Franklin, York, Dauphin, Lancaster, Lebanon and Perry
Duration: September 21, 1996 to September 20, 1999
Contact: R. A. Wiest, (717) 783-0443

0800-WSR-06596-01 Rental of trucks, 26,000 G.V.W. to 73,280 G.V.W. with plow and/or spreader; loaders, 1 to 3 cubic yard bucket rated capacity; large loaders for emergency use only; graders for emergency use only. Service is for the following winter snow operations: snow removal and deicing material with truck and plow and/or spreader; loading deicing materials with loaders. This will be bid and awarded by individual county. Emergency loaders and graders over the road use.

Department: Transportation
Location: Throughout District 8-0 Counties; Adams, Cumberland, Franklin, York, Dauphin, Lancaster, Lebanon and Perry
Duration: November 1, 1996 to April 30, 1999
Contact: R. A. Wiest, (717) 783-0443

1210-96-001 (3) 40 foot box trailers, (1) 300 AMP welder, (1) portable line painting machine, (1) small wrecker with tilt bed, (1) large wrecker, (5) tandem trucks, (2) wheel mounted backhoes with 3 buckets and front end loader. 3 year contract, 1997, 1998, 1999 Fayette County Summer Equipment.

Department: Transportation
Location: District 12-0, Fayette County 12-1
Duration: 1/1/97, 98, 99 to 12/21/97, 98, 99
Contact: Liberty Hill, (412) 439-7361

1220-96-002 (5) tandem trucks, (1) small wrecker with tilt bed, (1) large wrecker, (1) backhoe wheel mounted with 3 buckets and front end loader, (8) tri-axes, (1) seeder/mulcher. 3 year contract, 1996 Greene County Summer Equipment.

Department: Transportation
Location: District 12-0, Greene County 12-2
Duration: 1/1/97, 98, 99 to 12/21/97, 98, 99
Contact: Liberty Hill, (412) 439-7361

1240-96-003 (1) backhoe wheel mounted with 3 buckets and front end loader, (1) backhoe wheel mounted with front end loader, 3 buckets and auger, (1) small wrecker with tilt bed, (1) large wrecker, (4) 40 foot box trailers, (1) boom brush cutter, (1) portable line painting machine, (5) tandem trucks. 3 year contract. 1997, 98, 99 Washington County Summer Equipment.

Department: Transportation
Location: District 12-0, Washington County 12-4
Duration: 1/1/97, 98, 99 to 12/21/97, 98, 99
Contact: Liberty Hill, (412) 439-7361

1250-96-004 (1) portable line painting machine, (2) 40 foot box trailers, (1) trencher digging machine, (1) milling machine with reclaiming capability, (1) small wrecker with tilt bed, (1) large wrecker, (1) tri-axle truck, (10) tandem trucks, (1) 20 ton rubber tire roller, (1) pug mill, (1) hydro-hammer track mounted excavator, (1) boom brush cutter. 3 year contract. 1997, 98, 99 Westmoreland County Summer Equipment.

Department: Transportation
Location: District 12-0, Westmoreland County 12-5
Duration: 1/1/97, 98, 99 to 12/21/97, 98, 99
Contact: Liberty Hill, (412) 439-7361

Miscellaneous—39

Project No. 95-21 "Developing Service Standards at Customer Service Center." The objective of this project is to develop service standards for the operation of Customer Service Centers. The standards must incorporate customer's opinion and fulfill regulatory obligations. Detailed requirements and an RFP are available upon request. Fax requests to Dorothy Irvin at (717) 783-7971.

Department: Transportation
Location: Bureau of Office Services, 9th Floor, State Street Building, 500 North Third Street, PA - Statewide
Duration: 12 months
Contact: Dorothy Irvin, (717) 787-7997

L&I-16-96 Solicitation of Non-Service Delivery Area providers to operate regional Statewide and industry-wide employment and training programs to assist eligible Dislocated Workers in accordance with Title III of the Job Training Partnership Act as amended under Subtitle D of Title IV of the Omnibus Trade and Competitiveness Act of 1988, and the Federal Register dated September 22, 1989, regarding the Economic Dislocation and Worker Assistance Act. A preproposal conference will be held on July 31, 1996 from 10:00 a.m. to 12:00 p.m. on the 12th Floor of the Labor and Industry Building, Conference Room "A", 7th and Forester Streets, Harrisburg, PA.

Department: Labor and Industry
Location: Dislocated Worker Unit, Statewide
Duration: September 1, 1996 through June 30, 1998
Contact: Keith D. Mitchell, Director, (717) 787-9282

[Pa.B. Doc. No. 96-1198. Filed for public inspection July 19, 1996, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction Maintenance: Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,
Secretary

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

Requisition or Contract #	Awarded On	To	In the Amount Of
1005216-01	07/08/96	Modern Handling Equipment Co.	19,470.00
1011116-01	07/08/96	Penn Jersey Paper Co.	26,540.00
8231290-01	07/08/96	Stephenson Equipment, Inc.	13,307.00

Requisition or Contract #	Awarded On	To	In the Amount Of
8231300-01	07/08/96	Phillips Ford Sales	50,575.00
8231570-01	07/08/96	Sealmaster	54,867.00
8231570-02	07/08/96	Artco Equipment Sales Co., Inc.	25,893.00

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 96-1199. Filed for public inspection July 19, 1996, 9:00 a.m.]